

# MAINE STATE LEGISLATURE

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# SIXTIETH LEGISLATURE.

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HOUSE.

No. 34.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND  
EIGHTY-ONE.

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AN ACT to amend section twenty-three, of chapter  
one hundred and three, of the revised statutes,  
relating to assignment of dower.

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*Be it enacted by the Senate and House of Representatives  
in Legislature assembled, as follows :*

Section twenty-three, of chapter one hundred and  
2 three, of the revised statutes, is hereby amended  
3 by adding thereto the words: "all costs accruing  
4 on the assignment of dower shall be taxed by the  
5 court, and judgment rendered therefor, one-third  
6 of which shall be paid by the defendant, and the  
7 other two-thirds by the heirs or tenants of the  
8 freehold," so that said section as amended, shall  
9 read as follows:  
10 *Sect. 23.* When judgment for dower is rendered

11 in her favor, a writ of seizin shall be issued, requir-  
12 ing the the proper officer to cause her dower to be  
13 assigned and set out to her by three disinterested  
14 persons, to be appointed by the plaintiff, defend-  
15 ant and officer, as in the levy of an execution on  
16 land; who shall be duly sworn to set it out equally  
17 and impartially, as conveniently as may be, and  
18 according to their best skill and judgment; and  
19 the officer shall make return of the writ and doings  
20 thereon to the court, with the assignment of dower  
21 indorsed thereon, or annexed thereto; which being  
22 accepted shall be conclusive. All costs accruing  
23 on the assignment of dower shall be taxed by the  
24 court, and judgment rendered therefor, one-third  
25 of which shall be paid by the defendant, and the  
26 other two-thirds by the heirs or tenants of the  
27 freehold.

STATE OF MAINE.

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In HOUSE OF REPRESENTATIVES, }  
February 4, 1881. }

Reported by Mr. SPRAGUE, from Committee on Legal Affairs,  
and, ordered printed under Joint Rule.

ORAMANDAL SMITH, *Clerk.*