

# MAINE STATE LEGISLATURE

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# SIXTIETH LEGISLATURE.

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SENATE.

No. 72.

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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 thirteen of chapter  
seventy-three of the revised statutes, relating to  
conveyances in mortgage, and conveyances in trust.

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

Section thirteen of chapter seventy-three of the  
2 revised statutes is hereby amended, by striking out  
3 the word "and" in the first line of said section, and  
4 inserting in place thereof the word "or," so that  
5 said section as amended shall read as follows:

6 *Sect. 13.* When real estate is conveyed in mort-  
7 gage or in trust to two or more persons, with  
8 power to appoint a successor to one deceased, it is  
9 to be considered as held in joint tenancy, unless  
10 otherwise expressed. When one or more of the

11 trustees, by death or otherwise, is divested of his  
12 interest, those remaining may convey such interest  
13 upon the same trusts, without impairing the joint  
14 tenancy, to trustees by them appointed, who will  
15 hold the title, have the rights, and be subject to the  
16 liabilities of the other trustees. Personal property,  
17 with real estate, and upon the same trusts, is to be  
18 considered as held as the real estate is; and it may  
19 be conveyed by the remaining trustees, with the  
20 real estate, and held in like manner.

**STATE OF MAINE.**

In SENATE, February 25, 1881.

Reported by Mr. EMERY, from the Committee on the Judiciary,  
laid on the table to be printed under the Joint Rules.

C. W. TILDEN, *Secretary.*