

MAINE STATE LEGISLATURE

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Sixty - Third Legislature.

HOUSE.

No. 34.

STATE OF MAINE.

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

AN ACT authorizing cities and towns to accept legacies, devises and bequests, and upon acceptance and reception of the same to raise money to carry into effect the conditions whereby the gift was accepted.

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

SECTION 1. Whenever the municipal officers of
2 any city or town are notified in writing by the
3 executors of any will, or by the trustees created by
4 virtue of the terms thereof, that a devise or
5 bequest has been made upon conditions, by the
6 testator of said will, in behalf of said city or town,
7 the municipal officers of said city or town shall

8 within sixty days after said notice to them call a
9 legal meeting of the inhabitants of said city or
10 town qualified to vote upon city or town affairs.
11 Said municipal officers shall give public notice in
12 their warrants of the object of said meeting, and
13 such other notice as said municipal officers shall
14 deem proper. At such meeting the said inhabi-
15 tants shall vote upon the acceptance of said con-
16 ditional gift, devise or bequest, and if a majority
17 of the legal voters present then and there vote to
18 accept said devise or bequest, in accordance with
19 the terms contained in said will, and upon the con-
20 ditions made by the testator, said municipal officers
21 of said city or town shall forthwith notify said
22 executors or trustees in writing of said acceptance
23 by said city or town aforesaid, or the non-accept-
24 ance thereof.

SECT. 2. Whenever the executors or trustees
2 under any will have fully discharged their duties
3 respecting the payment, delivery or otherwise of
4 any devise or bequest to said city or town, and
5 said city or town have accepted said devise and
6 bequest in accordance with the conditions of said
7 will as set forth in section one of this chapter, then
8 said city or town shall perpetually comply, and
9 strictly maintain and keep all the conditions and

10 terms contained in said will, by virtue of which
11 said devise or bequest was so made, and any city
12 or town so accepting said gift, devise or bequest,
13 and receiving the same, or enjoying the benefits
14 therefrom is hereby authorized to raise money to
15 carry into effect the requirements and terms of said
16 will, by virtue of which said gift, devise or bequest
17 was so accepted and received. The provisions of
18 this chapter shall apply only to gifts, devises and
19 bequests, given, devised and bequeathed to cities
20 and towns for educational, benevolent and chari-
21 table purposes and objects, or for the care, pro-
22 tection, repair and improvement of cemeteries
23 owned by said cities or towns.

SECT. 3. This act shall take effect when ap-
2 proved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
January 26, 1887. }

Reported from Committee on Legal Affairs by Mr. FOGG of Portland;
ordered printed under joint rule.

NICHOLAS FESSENDEN, *Clerk.*