

MAINE STATE LEGISLATURE

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NEW DRAFT.

Sixty-Eighth Legislature.

HOUSE.

No. 312.

STATE OF MAINE.

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

AN ACT to amend section twelve of chapter sixty-seven of
the Revised Statutes, relating to the Mortgaging of Ward's
Estate by Guardians.

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

Section twelve of chapter sixty-seven of the Revised
2 Statutes is amended by inserting after the word "sell" in
3 the sixth line and before the words "the estate" in the same
4 line, the words 'or mortgage;' and by adding to the end of
5 said section the following sentence: 'But no mortgage
6 shall be made except for such amount, time and rate as the

7 court shall determine in its decree granting license; such
8 mortgage and the indebtedness secured thereby shall bind
9 only the estate of the ward,' so that said section as amended
10 shall read as follows:

'Section 12. The guardian shall manage the estate of his
12 ward frugally and without waste; apply the income and
13 profits thereof, so far as are needed, for the comfortable and
14 suitable maintenance of the ward and his family, and if they
15 are insufficient for that purpose, he may use the principal;
16 and when an exigency occurs, the guardian may apply for
17 a license to sell or mortgage the estate of his ward, and
18 devote the proceeds to the purpose contemplated by his
19 license; but no mortgage shall be made except for such
20 amount, time, and rate as the court shall determine in its
21 decree granting license; such mortgage and the indebted-
22 ness secured thereby shall bind only the estate of the ward.'

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

March 17, 1897.

Reported by Mr. HAMILTON of Biddeford, from Committee on Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*