

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Sixty-Ninth Legislature.

SENATE.

No. 99.

STATE OF MAINE.

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

AN ACT to amend section eight of chapter sixty-four, and section
four of chapter seventy-one of the Revised Statutes, relating to
sales of real estate by license of court.

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

Section 1. Section eight of chapter sixty-four of the Revised
2 Statutes is hereby amended by striking out the words "or sales
3 of real estate may be made under the provisions of the will,
4 without the executor," and substituting therefor the following
5 words: 'And all acts required by law or otherwise under the
6 provisions of the will may be done and performed by the execu-
7 tor without;' so that said section, as amended, shall read as
8 follows :

'Sect. 8. Letters testamentary may issue, and all acts re-
10 quired by law or otherwise under the provisions of the will may
11 be done and performed by the executor without giving bond, or
12 by his giving one in a specified sum, when the will so provides ;
13 but when it appears necessary or proper, the judge, on applica-
14 tion of parties interested, may require him to give bonds as in
15 other cases.'

Sect. 2. Section four of chapter seventy-one of the Revised
2 Statutes is amended by inserting after the word "exchanges"
3 in the second line the words 'except executors exempted there-
4 from by the provisions of section eight, chapter sixty-four of
5 the Revised Statutes as amended,' so that said section, as
6 amended, shall read as follows :

'Sect. 4. Persons licensed as aforesaid, before proceeding to
8 make such sales, leases or exchanges, except executors exempted
9 therefrom by the provisions of section eight, chapter sixty-four
10 of the Revised Statutes as amended, shall give bond to the
11 judge for a sum, and with sureties to his satisfaction, with the
12 following conditions :

I. That they will observe all provisions of law for the sale,
14 leasing or exchange of such real estate or interests therein, and
15 use due diligence in executing the trust.

II. That they will truly apply and account for the proceeds
17 of sale or lease according to law.'

STATE OF MAINE.

IN SENATE, March 7, 1899.

Reported by Mr. REYNOLDS, from Committee on Legal Affairs,
and laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary*.