

MAINE STATE LEGISLATURE

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SEVENTY-FIFTH LEGISLATURE

HOUSE

NO. 558

House of Representatives, Mar. 14, 1911.

Reported by Mr. Goodwin from committee on Judiciary and ordered printed under joint rules.

C. C. HARVEY, Clerk.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ELEVEN.

AN ACT to amend Section 37 of Chapter 65 of the Revised Statutes relating to the compensation of executors, administrators, guardians and trustees.

Be it enacted by the People of the State of Maine, as follows:

Section 1. Section 37 of Chapter 65 of the Revised Statutes is hereby amended by adding after the word "aid" in the seventh line thereof the following: 'and trustees may receive yearly such additional sum for the care and management of the trust property as the court having jurisdiction of said trust shall allow, not exceeding, however, in any one year one per cent. of the principal of said trust fund, said additional sum so allowed to be charged against principal or income, or both, and if charged against both, to be charged in such proportions as the said court shall deter-

11 mine,' so that said section when amended shall read as
12 follows:

'Sect. 37. Executors, administrators, guardians, surviv-
14 ing partners and trustees, may be allowed one dollar for
15 every ten miles travel to and from court, and one dollar
16 for each day's attendance; and also, at the discretion of
17 the judge, having regard to the nature, liability and diffi-
18 culty attending their trusts, a commission not exceeding five
19 per cent. on the amount of personal assets that come into
20 their hands, and, in cases where legal counsel is necessary
21 a reasonable sum for professional aid; and trustees may
22 receive yearly such additional sum for the care and man-
23 agement of the trust property as the court having jurisdic-
24 tion of said trust shall allow not exceeding, however, in
25 any one year one per cent of the principal of said trust
26 fund, said additional sum so allowed to be charged against
27 principal or income, or both and if charged against both,
28 to be charged in such proportions as the said court shall de-
29 termine; *provided*, that if the surviving partner or part-
30 ners succeed to the business of the late firm, the benefit ac-
31 cruing from such succession shall be taken into account by
32 the judge in determining the amount of commission to be
33 allowed.'