

MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

HOUSE NO. 290

House of Representatives, Feb. 19, 1915.

Ordered, That five hundred copies be printed and that the same be referred to the Committee on Legal Affairs.

Committee on Reference.

Presented by Mr. St. Clair of Calais.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIFTEEN

AN ACT providing for the setting off of debts of legatees and distributees against legacies and distributive shares in estates of deceased persons.

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

A debt, whether matured or not, due to the estate of a
2 deceased person from a legatee or distributee of such estate,
3 creates a lien on the legacy or distributive share, having
4 priority of any attachment or transfer of such legacy or
5 share, and shall be set off against, and deducted from, the
6 legacy of such legatee, or from the distributive share of
7 such distributee; and the probate court shall, after due no-
8 tice, hear and determine the validity and amount of any
9 such debt, and may make all necessary or proper decrees

10 and orders to effect such set-off or deduction; but the pro-
11 visions of this section shall not prejudice any remedy of an
12 executor or administrator for the recovery of such debt, nor
13 affect the liability of the legatee or distributee for the excess
14 of his indebtedness over the amount of his share in, or claim
15 upon, the estate to which he is indebted.