

# MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

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HOUSE

NO. 357

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*House of Representatives, Feb. 25, 1915.*

*Reported by Mr. Greenleaf from Special Committee on Revision of Statutes and ordered printed under joint rules.*

*C. C. HARVEY, Clerk.*

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STATE OF MAINE

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

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AN ACT to Amend Section twenty of Chapter sixty-seven of  
the Revised Statutes relating to the Distribution of Personal  
Estate.

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

Section twenty of chapter sixty-seven of the revised stat-  
utes is hereby amended by inserting after the word "admin-  
istration" in the third line thereof the following words, 'or  
for the payment of pecuniary legacies of fixed amount,' and  
by adding to said section the following sentence: 'If such  
account is presented after one year from the date of the  
decree, it may be allowed after public notice,' so that said  
section as amended shall read as follows:

Sect. 20. When on the settlement of any account of an administrator, executor, or trustee, there appears to remain in his hands property not necessary for the payment of debts and expenses of administration, or for the payment of pecuniary legacies of fixed amount, nor specifically bequeathed, the judge upon petition of any party interested, after public notice and such other notice as he may order, shall determine who are entitled to the estate and their respective shares therein under the will or according to law, and order the same to be distributed accordingly; and alienage shall be no bar to any person, who, in other respects, is entitled to receive any part of such property. If an executor or administrator neglects to distribute the property in his hands in pursuance of such order, and the parties in interest reside out of the state, and had no actual notice of any such settlement of account, the judge, on petition of any such party, may, within six years after such settlement, order such executor or administrator to render a new account. If any sum of money directed by a decree of the probate court to be paid over, in any solvent or insolvent estate, remains for six months unclaimed, the executor, administrator, guardian or trustee who was ordered to pay over the same, shall pay such sum of money to the treasurer of the county in which the probate court has jurisdiction, who shall give a receipt therefor, specifying the amount, name of estate and name of person entitled thereto, which said receipt shall be filed in the probate court and allowed as a sufficient voucher therefor. When an exe-

37 cutor, administrator, guardian or trustee has paid or de-  
38 livered over to the persons entitled thereto the money or  
39 other property in his hands, as required by a decree of a  
40 probate court, he may perpetuate the evidence thereof by  
41 presenting to said court, without further notice, within one  
42 year after the decree is made, an account of such payments  
43 or of the delivery over of such property, which account be-  
44 ing proved to the satisfaction of the court, and verified by  
45 the oath of the party, shall be allowed as his final discharge.  
46 and ordered to be recorded. If such account is presented  
47 after one year from the date of the decree, it may be al-  
48 lowed after public notice.'