

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-SEVENTH LEGISLATURE

SENATE

NO. 190

In Senate, Feb. 25, 1915.

*Reported by Sen. Durgin from Committee on Revision of
Statutes and ordered printed under joint rules.*

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to Amend Section Fifteen of Chapter Sixty-five of
the Revised Statutes as Amended by Chapter Thirty-eight
of the Public Laws of Nineteen Hundred and Seven Relat-
ing to Jurisdiction of the Probate Courts.

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

Section fifteen of chapter sixty-five of the revised statutes
2 as amended by chapter thirty-eight of the public laws of
3 nineteen hundred and seven, is hereby further amended by
4 inserting after the word "dollars" in the fifth line of said
5 section the following words, 'or is named as executor, trus-
6 tee, or guardian of minor children, in the will of any de-
7 ceased resident of the county'; also by striking out the

8 following words after the word "time" in the seventeenth
9 line of said section, viz.: "in which case the jurisdiction
10 shall then be transferred to the probate court in the county
11 of original jurisdiction," and by inserting in place thereof
12 the following words: 'Whenever in any case within the pro-
13 visions of this section, the disability of the judge or register
14 is removed before the proceedings have been fully com-
15 pleted, the proceedings shall then be transferred to the pro-
16 bate court in the county of original jurisdiction or to the
17 probate court which otherwise would have had jurisdic-
18 tion,' so that said section as amended shall read as follows:

'Sect. 15. When a judge or register of probate is inter-
20 ested either in his own right, trust, or in any other manner.
21 or is within the degree of kindred, by which in law, he may,
22 by possibility, be heir to any part of the estate of a person
23 deceased, to an amount in either case not less than one hun-
24 dred dollars, or is named as executor, trustee, or guardian
25 of minor children, in the will of any deceased resident of
26 the county, such estate shall be settled in the probate court
27 of any adjoining county, which shall have as full jurisdic-
28 tion thereof, as if the deceased had died therein. If his in-
29 terest arises after jurisdiction of such estate has been regu-
30 larly assumed, or existed at the time of his appointment to
31 office, and in all cases where an executor, administrator,
32 guardian or trustee, whose trust was not fully executed,
33 becomes judge or register of probate for the county in which
34 his letters were granted, further proceedings therein shall

35 be transferred to the probate court in any adjoining county,
36 and there remain till completed, as if such court had had
37 original jurisdiction thereof, unless said disability is re-
38 moved before that time. Whenever in any case within the
39 provisions of this section, the disability of the judge or
40 register is removed before the proceedings have been fully
41 completed, the proceedings shall then be transferred to the
42 probate court in the county of original jurisdiction or to the
43 probate court which otherwise would have had jurisdic-
44 tion; and in all cases the register in such adjoining county
45 shall transmit copies of all records relating to such estate,
56 to the probate office of the county where such estate be-
57 longs, to be there recorded.'