

# MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

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SENATE

NO. 90

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*In Senate, Feb. 2, 1917.*

*Referred to Committee on Judiciary and five hundred copies ordered printed. Sent down for concurrence.*

*W. E. LAWRY, Secretary.*

*Presented by Mr. Deering of York.*

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STATE OF MAINE

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

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AN ACT to amend Section thirty-five of Chapter sixty-eight of the Revised Statutes of nineteen hundred sixteen, relating to powers of special administrators.

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

Section thirty-five of Chapter sixty-eight of the Revised  
2 Statutes of nineteen hundred sixteen is hereby amended by  
3 inserting after the word "orders" in the sixth line of said  
4 section, the following words: 'and shall have such powers to  
5 vote stock owned by the deceased as the deceased would  
6 have if living, at all corporation meetings, and the authority

7 to sell and transfer any specific rights which may have  
8 accrued to the estate of said deceased as such stockholder  
9 and the judge may authorize and direct that the business of  
10 the deceased, in whole or in part, shall for a limited time, to  
11 be determined by him, be carried on by such special adminis-  
12 trator as a going business,' so that said section as amended  
13 shall read as follows :

'Sect. 35. He shall collect all the goods, chattels and debts  
2 of the deceased, control and cause to be improved all his real  
3 estate, collect the rents and profits thereof, and preserve  
4 them for the executor or administrator thereafter appointed ;  
5 and for that purpose may maintain suits, and sell such  
6 perishable and other goods as the judge orders ; and shall  
7 have such powers to vote stock owned by the deceased as the  
8 deceased would have if living, at all corporation meetings,  
9 and the authority to sell and transfer any specific rights  
10 which may have accrued to the estate of said deceased as  
11 such stockholder and the judge may authorize and direct  
12 that the business of the deceased, in whole or in part, shall  
13 for a limited time, to be determined by him, be carried on by  
14 such special administrator as a going business ; pay the ex-  
15 penses of the funeral and last sickness, and of his adminis-  
16 tration ; debts preferred under the laws of the United States,  
17 public rates and taxes, and money due the state from the  
18 deceased and pay to the widow, if any, and if not, to the  
19 guardian of the children under fourteen years of age, for  
20 their temporary support, such sums as the judge orders,

21 having regard to the state and amount of the property; and  
22 sums so paid to the widow or guardian shall be deducted, if  
23 the estate is solvent from the share of the widow or children,  
24 but if insolvent shall be considered by the judge in his  
25 allowance to them.'