

MAINE STATE LEGISLATURE

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EIGHTY-FIRST LEGISLATURE

SENATE

NO. 170

In Senate, March 2, 1923.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent down for concurrence.

L. ERNEST THORNTON, Secretary.

Presented by Senator Buzzell of Waldo.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-THREE

AN ACT Relating to Foreign Executors, Administrators,
Guardians, Conservators or Other Trust Officer by What-
ever Title They May Be Appointed by Competent Authority.

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

Section seventy of chapter sixty-eight of the revised stat-
utes is hereby amended by adding thereof the following
paragraph:

'And any such foreign guardian, conservator or other
trust officer by whatever title they may be appointed by
competent authority in any other state or country, upon
filing the aforesaid authenticated copy of his appointment,
shall have the right and authority to manage real estate

6 within this state and to do any and all acts incident thereto,'
7 so that said section, as amended, shall read as follows:

'Sect. 70. Foreign executors, administrators, guardians,
2 conservators or trustees may be licensed to collect and re-
3 ceive personal estate. R. S. c. 66, sec. 69. 1913, c. 28. Any
4 executor, administrator, guardian, conservator of the prop-
5 erty of any person living out of the state, or trustee duly
6 appointed in another state or in a foreign country and duly
7 qualified and acting, who may be entitled to any personal
8 estate in this state, may file an authenticated copy of his
9 appointment in the probate court for any county in which
10 there is real property of his trust; or, if there is no such
11 real property, in any county in which there is personal es-
12 tate of his trust or to which he may be entitled, and may
13 upon petition to said court, after due notice to all persons
14 interested, be licensed to collect and receive such personal
15 estate or to sell by public or private sale or otherwise to
16 dispose of, and to transfer and convey shares in a corpora-
17 tion or other personal property, if the court finds there is
18 no executor, administrator, guardian, conservator or trustee
19 appointed in this state who is authorized so to collect and
20 receive such personal estate or to dispose of such shares
21 or other personal property, and that such foreign executor,
22 administrator, guardian, conservator or trustee will be liable
23 to account for such personal estate or for the proceeds
24 thereof in the state or country in which he was appointed;
25 and that no person resident in this state and interested as

26 a creditor or otherwise objects to the granting of such li-
27 cense or appears to be prejudiced thereto; but no such li-
28 cense shall be granted to a foreign executor or adminis-
29 trator until the expiration of six months after the death
30 of his testator or intestate nor until all inheritance taxes
31 payable to this state, if any, are paid or secured.

‘And any such foreign guardian, conservator or other trust
2 officer by whatever title they may be appointed by compe-
3 tent authority in any other state or country, upon filing the
4 aforesaid authenticated copy of his appointment, shall have
5 the right and authority to manage real estate within this
6 state and to do any and all acts incident thereto.’