

MAINE STATE LEGISLATURE

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EIGHTY-FIRST LEGISLATURE

SENATE

NO. 174

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 Commissioners on Disputed Claims in
the Probate Court.

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

Section fifty-five, chapter sixty-eight of the revised statutes, is hereby amended by inserting after the word "fourteen" in the tenth line thereof the word 'fifteen,' so that said section, as amended, shall read as follows:

'Sect. 55. Special commissioners may be appointed on 2 disputed claims. R. S. c. 66, sec. 54. When one or more 3 claims against the estate of a person deceased, though not 4 insolvent, are deemed by the executor or administrator to 5 be exorbitant, unjust or illegal, on application in writing

6 to the judge of probate, and after notice to the claimants,
7 the judge, if upon hearing, he is satisfied that the allega-
8 tions in said application are true, may appoint two or more
9 commissioners, who shall, after being duly sworn, and after
10 notifying the parties as directed in their commission, meet
11 at a convenient time and place and determine whether any
12 and what amount shall be allowed on each claim, and report
13 to him at such time as he may limit. Sections five, six,
14 seven, eight, twelve, thirteen, fourteen, fifteen, sixteen and
15 seventeen of chapter seventy-one apply to such claims, and
16 the proceedings thereon. No action shall be maintained
17 on any claim so committed unless proved before said com-
18 missioners; and their report on all such claims shall be
19 final, saving the right of appeal.'