

MAINE STATE LEGISLATURE

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EIGHTY - EIGHTH LEGISLATURE

Legislative Document

No. 340

H. P. 1055

House of Representatives, February 9, 1937.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Philbrick of Cape Elizabeth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-SEVEN

AN ACT Permitting Partial Distribution of the Estate of a Deceased Person.

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

R. S., c. 78, § 21, amended. The 1st sentence of section 21 of chapter 78 of the revised statutes is hereby amended to read as follows:

‘When on the settlement of any account of an administrator, executor, guardian 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; **after the expiration of 20 months from the date of qualification of an executor or administrator of the estate of a deceased person, and after the settlement of an account thereafter by such executor or administrator of an estate, upon petition of any interested party and after due notice, the judge in his discretion may order a partial distribution of the estate to the persons entitled to share therein, or to some of them.**’