

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 255

H. P. 680

House of Representatives, Feb. 1, 1939.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Slosberg of Gardiner.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to Public Administrators.

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

R. S., c. 76, § 30, amended. Section 30 of chapter 76 of the revised statutes is hereby amended to read as follows:

‘Sec. 30. Appointment, duties, and bonds of public administrators. The governor, with the advice and consent of the council shall appoint in each county for the term of 4 years, unless sooner removed, a public administrator therein, who shall, upon petition to the probate court and after due notice thereon, take out letters of administration and administer on the estates of persons who die intestate in said county, not known to have in the state a widow, widower, or any heirs or kindred who can lawfully inherit such estate; and who shall account in like manner and give bond to the judge with like conditions as in cases of ordinary administration, subject however, to the provisions of the following section; and provided also that if any widow, widower or next of kin of said deceased shall, prior to the issuing of letters of administration to said public administrator, file a petition in probate court asking that said administration be granted to said widow, widower or next of kin or to any other person designated by them, the said probate court after due notice shall appoint an administrator as prayed for in said petition. **If in estates in which public administration**

is taken out, there is real as well as personal property, and no heirs are discovered or found within 1 year from the date administration is granted, then the public administrator may file in the probate court, a petition for license to sell said real property and distribute the proceeds thereof in accordance with the statutory provisions governing other estates, and the said court shall have power to grant the said petition.'