

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 33**

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H. P. 49

House of Representatives, January 14, 1941.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. McGlauffin of Portland.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-ONE

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**AN ACT Relating to Costs in Contested Cases.**

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

**R. S., c. 75, § 38, amended.** Section 38 of chapter 75 of the revised statutes is hereby amended to read as follows:

**'Sec. 38. Costs in contested cases.** In all contested cases in the original or appellate court of probate, costs may be allowed to either party, **including expert fees not exceeding \$25 per day**, to be paid by the other, or to either or both parties, to be paid out of the estate in controversy, as justice requires; and executions may be issued therefor as in courts of common law.'