

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

PASSED BY THE

TWENTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1849.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840,
and March, 16, 1842.

Augusta:
WILLIAM T. JOHNSON, PRINTER TO THE STATE.

1849.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1849.

CHAP. 95.

Judge of Probate empowered to remove executors for neglect, &c.

—to appoint an executor if none remain after such removal.

Power of remaining executor.

Right of appeal of executor so removed.

SECT. 2. The judge of probate in any county, shall have power to remove any executor, whether joint or sole, within his jurisdiction, who shall refuse, or neglect to perform his duties as such executor, or who shall mismanage the estate in his hands, whenever, in the opinion of said judge, the interests of said estate require such removal; and to appoint an executor with the will annexed, if there shall be no executor remaining, after such removal; but any executor or executrix remaining after such removal shall have power to manage the estate in the same manner as if the executor so removed had never been appointed: reserving, however, to any executor so removed, the right of appeal to the supreme court of probate, as in other cases provided.

[Approved June 18, 1849.]

Chapter 95.

An act additional to chapter one hundred and fifty-five of the revised statutes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Malicious burning of certain buildings.

Every person, who shall willfully and maliciously burn, either in the night time or in the day time, any store, barn, stable or other building of another, other than is mentioned in the third section of the act to which this is additional, shall be punished upon conviction thereof before the supreme judicial court, by imprisonment in the state prison for such term, not exceeding ten years, as the justices of said court before whom the conviction may be had shall sentence and order, according to the nature and aggravation of the offense.

[Approved June 18, 1849.]

Chapter 96.

An act to amend section twenty-nine of the one hundred and ninth chapter of the revised statutes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

R. S. ch. 109, sec. 29. of insolvent estates.

The twenty-ninth section of the one hundred and ninth chapter of the revised statutes shall be amended by striking