

MAINE STATE LEGISLATURE

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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.

Chapter 112.CHAP. 112.

An act additional to an act concerning assignments.

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

In all cases where a debtor has assigned or shall assign his estate, real and personal, for the benefit of his creditors, according to existing laws relative to such assignments, and where all his creditors have not or do not become parties thereto, the assignee or assignees of such debtor, after a lapse of eighteen months or two years, to which the court for satisfactory reasons may extend the time from the date of said assignment, shall be deemed and adjudged trustee or trustees of such debtor, in favor of any creditor not a party to said assignment, who may institute a trustee suit against said debtor and his assignee or assignees, for any excess of such real and personal estate, as may be covered by said assignment, over and above the payment of the debts of the creditors, parties to said assignment, and the just and proper costs incident thereto; and in case said suit shall be instituted before the expiration of eighteen months, the same shall be continued, upon such terms as the court may direct, till the expiration of said term, or the extended term, as the case may be.

Assignees liable as trustees in certain cases.

[Approved July 31, 1849.]

Chapter 113.

An act in addition to "an act concerning assignments."

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

SECT. 1. In all assignments, under the provisions of "an act concerning assignments," by insolvent debtors for the benefit of their creditors, approved March twenty-one, one thousand eight hundred and forty-four, chapter one hundred and twelve, every assignee shall, before entering on the execution of his trust, give bond with sufficient sureties resident within the county, in such sum as the judge of probate for said county shall order, payable to said judge, or his successor, with condition in substance as follows:

Assignees required to give bond.

First; to make and return into the probate office within ten days from and after the time allowed for creditors to become

Conditions. Return to be made to the probate office.