

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1852.

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Published by the Secretary of State, agreeably to resolves of June 28, 1820, February  
26, 1840, and March 16, 1842.  
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**Augusta:**  
WILLIAM T. JOHNSON, PRINTER TO THE STATE.

1852.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1852.

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**CHAP. 261.** agreeably to the laws in force at the time of such distribution ;  
 Further pro- *and provided also*, if the said intestate shall have left or shall  
 viso. leave a husband or widow such husband or widow, as the case  
 may be, shall be entitled to an equal share of said estate with  
 said mother or her heirs at law.

**SECT. 2.** This act shall take effect and be in force from and  
 after its approval by the governor.

[*Approved April 19, 1852.*]

### Chapter 261.

An act in relation to administrators, executors and guardians.

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

License grant-  
 ed to execu-  
 tors, &c., on  
 estates of per-  
 sons without  
 the state.

Guardians of  
 minors.

Authorized to  
 sell and con-  
 vey real estate.

Bond.

That the several judges of probate in and for their respect-  
 ive counties are hereby authorized and empowered to grant  
 license to executors and administrators on the estates of persons  
 deceased, who at the time of their decease resided out of the  
 state, and also to guardians of minors and other persons under  
 guardianship not living within the state, (such executor, admin-  
 istrator or guardian producing evidence of his appointment as  
 provided in the fifteenth section of the one hundred twelfth  
 chapter of the revised statutes,) to sell and convey any real es-  
 tate or interest in real estate, situate in the county, belonging  
 to the estate of which he is such executor or administrator, or  
 to the ward of such guardian ; previous notice to be given as  
 provided in the seventh section of said chapter, and the person  
 so authorized, giving bond, and taking the oath required in the  
 fifth and sixth sections of the same chapter, and giving such  
 notice of sale as the court may order.

[*Approved April 19, 1852.*]

### Chapter 262.

An act to amend the one hundred and twenty-fifth chapter of the revised statutes.

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

Sec. 32, chap.  
 125, R. S.,  
 amendment of.

**SECT. 1.** The thirty-second section of the one hundred and  
 twenty-fifth chapter of the revised statutes, shall be amended

by adding at the end of said section, the following words: CHAP. 263.  
 “and if said mortgagor shall be a corporation established by the law of this state, said mortgage shall be recorded by the clerk of the town where said corporation shall have its established place of business, *and provided further*, if said mortgagor shall reside in an unincorporated place or plantation, said mortgage shall be recorded in the nearest town in the same county,” so that said section, as amended shall read as follows:

SECT. 32. No mortgage of personal property, made since the twenty-fourth day of April eighteen hundred and thirty-nine, or that shall be made hereafter, where the debt thereby secured amounts to more than the sum of thirty dollars, shall be valid against any other persons than the parties thereto, unless possession of the mortgaged property be delivered to, and retained by the mortgagee; or unless the mortgage has been or shall be recorded by the clerk of the town, where the mortgagee resides, and if said mortgagor shall be a corporation established by the law of this state, said mortgage shall be recorded by the clerk of the town where said corporation shall have its established place of business, *and provided further*, if said mortgagor shall reside in an unincorporated place or plantation, said mortgage shall be recorded in the nearest town in the same county.

Mortgage on personal estate exceeding \$30, not valid against other persons than parties thereto.

Mortgagor a corporation, &c., proceedings in.

[Approved April 20, 1852.]

### Chapter 263.

An act to amend the sixty-eighth chapter of the revised statutes.

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

The first section of the sixty-eighth chapter of the revised statutes shall be amended by striking out the word “five” and inserting “ten;” and the second section of said chapter shall be amended by striking out the word, “fifty” and inserting the words, “one dollar,” instead thereof, so that the same shall read when amended, as follows:

Sec. 23, ch. 68, R. S., amendment of.

SECT. 1. A bounty of ten cents for every pound of cocoons raised in this state, shall be paid from the treasury of the town in which they were raised.

Bounty on cocoons.

SECT. 2. A bounty of one dollar for every pound of silk reeled from cocoons raised in this state shall be so paid to the

Bounty on silk.