

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1853.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1853.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1853.

Chapter 6.

An act additional to chapter one hundred and ten of the revised statutes.

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

SECT. 1. The first clause of section seven of chapter one hundred and ten of the revised statutes shall be amended by adding thereto the words following, viz: "and insane married women, possessed of real or personal estate, who may from any cause stand in need of relief, or whose property is in danger of being wasted or lost," so that such clause, when amended, will read as follows:

Guardians of
insane persons.

"*First.* Insane persons, including insane married women, whose husbands have left them, without making provision for their support, and insane married women, possessed of real or personal estate, who may from any cause stand in need of relief, or whose property is in danger of being wasted or lost."

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

[Approved February 17, 1853.]

Chapter 7.

An act additional in relation to the assessment of taxes.

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

Taxes.

SECT. 1. The fifty-second section of the fourteenth chapter of the revised statutes shall be amended by adding at the end thereof the following proviso, viz:

Estates of deceased persons, before distribution, not to be taxed to executors, in certain cases.

Provided that when the executor or administrator of any solvent estate, shall have given notice to the assessors that there are no funds of said estate remaining in his hands with which to pay the taxes thereon, and shall furnish to said assessors the names of the heirs, and the proportions in which they are interested in said estate, to the best of his knowledge, the taxes on said lands shall no longer be assessed to said executor or administrator, as provided in this section.

SECT. 2. The thirteenth section of "an act concerning the assessment of taxes," approved April fifth, eighteen hundred and forty-five, shall be amended by striking out in the fourth line thereof as printed, the words "the division of the estate and," and by inserting after the word "and" in the fifth line the

words "until such notice shall be given," so that such section as amended will read as follows: "The undivided real estate of any deceased person may be assessed to the heirs or devisees of such person, without designating any of the heirs or devisees by name until they have given notice to the assessors of the names of the several heirs or devisees. And until such notice shall be given, each heir or devisee shall be liable for the whole of such tax, and shall have a right to recover of the other heirs, or devisees, their respective portions thereof, when paid by him, and in an action for that purpose, the undivided shares of such heirs or devisees in the estate upon which such tax has been paid, shall be liable to be taken on execution, whether at the time, the same belongs to the defendants in said action or otherwise.

SECT. 3. This act shall take effect from and after its approval by the governor.

[Approved February 17, 1853.]

CHAP. 8.

Taxes on real estate of deceased persons, how assessed.

Chapter 8.

An act to abolish the criminal court in the county of Lincoln.

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

SECT. 1. That so much of the act in the sixteenth section of chapter two hundred and forty-six, passed April ninth, eighteen hundred and fifty-two, as provides for the transaction of criminal business in the county of Lincoln, at the courts held on the first Tuesday of March, second Tuesday of August, and last Tuesday of November, is hereby repealed.

Criminal court in Lincoln county abolished.

SECT. 2. All the criminal business in the county of Lincoln, now under the jurisdiction of the court for the transaction of the same, shall be transacted by the court having civil jurisdiction at the term thereof, held in said county on the fourth Tuesday of January, and on the fourth Tuesday of October in each year.

Criminal business to be transacted by the court having civil jurisdiction.

SECT. 3. All actions of every description now pending in said criminal court, and all processes returnable to said court, are transferred to the supreme judicial court, next to be held in said county on the fourth Tuesday of October next; and the present grand jury shall attend at said term; saving all the rights of parties in all actions and matters now pending in said court, as fully and as effectually as if this act had not passed.

Of actions now pending.