

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1856.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1830, February 26, 1840,  
and March 16, 1842.  
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Augusta:
FULLER & FULLER, PRINTERS TO THE STATE.
1856.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1856.

CHAP. 237. exercise their office from twelve o'clock at noon the day preceding the commencement of such shows and exhibitions, and until twelve o'clock at noon of the day succeeding the termination thereof, and no longer.

Inconsistent
acts repealed.

SECT. 10. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

[Approved April 1, 1856.]

Chapter 237.

An act to regulate the succession of trusts in certain cases.

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

Succession of
trusts in certain
cases, declared
to be held in
joint tenancy.

SECT. 1. Whenever real estate has been or shall be conveyed in mortgage and in trust, to any two or more persons, their survivors and successors, with power to the surviving and remaining trustees upon the occurrence of a vacancy in the original number, to appoint a successor, to succeed to and have all the power of the trustee in whose place he shall be so appointed, the said grantees shall be considered as taking and holding the said estate as in joint tenancy, unless a different estate shall be expressly declared to be conveyed. And when one or more of the persons named as such grantees and trustees, shall by death or otherwise be divested of his interest in such estate, the same shall be vested in the remaining trustee or trustees, who being by the conveyance to them or otherwise authorized so to do, shall be entitled to convey the proportion of such estate once held by any former trustee to a new trustee, declared in the conveyance to him to be so appointed, without extinguishing or impairing such joint tenancy; and such new trustee shall take and hold the same title, and be entitled to all the rights, and be subject to all the liabilities as the former trustee, in whose place he has been appointed. When personal property has been or shall be conveyed in connection with real estate in mortgage and upon the like trust, the trustees shall be considered as taking and holding the title as they do the title to the real estate, and the same may be conveyed to a new trustee in connection with an interest in the real estate to be by him held in like manner.

Proviso.

Interest of
trustees, divested
by death or
otherwise
regulated.

Remaining
trustees, author-
ity to convey.

Rights and
liabilities of new
trustees.

Succession of
trusts of person-
al property,
regulated.

SECT. 2. This act shall take effect upon its approval by the governor.

[Approved April 1, 1856.]