

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FORTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1869.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1869.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1869.

Chapter 1.

An act concerning specie payments.

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

SECTION 1. Chapter seventy-one of the laws of eighteen hundred and sixty-two, entitled "an act to suspend certain provisions in chapter forty-seven of the revised statutes, concerning banks," is hereby continued in force until the fifteenth day of February, eighteen hundred and seventy; *provided*, said banking corporations shall, upon demand, pay or tender payment of their bills, checks or drafts, in lawful money of the United States.

Public laws of 1862, chap. 71, continued in force.

Proviso.

SECT. 2. This act shall take effect when approved.

Approved January 28, 1869.

Chapter 2.

An act providing a safe depository for wills.

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

SECT. 1. A will may be deposited for safe keeping, by the testator or any person for him, in the registry of probate in the county where the testator lives; and the register, on being paid the fee of one dollar, shall receive and keep said will, and give a certificate of the deposit thereof.

Wills may be deposited with register of probate for safe keeping.

SECT. 2. Such will shall be inclosed in a sealed wrapper, indorsed with the name and residence of the testator, and the date

How to be indorsed.

CHAP. 3.

when deposited, and may have indorsed thereon the name of any person to whom it is to be delivered after the death of the testator.

Not to be opened nor read except by testator or testator's order.

SECT. 3. A will so deposited shall not be opened nor read until delivered to the testator, or to some person authorized to receive it by an order in writing signed by the testator and attested by one witness; and the register may require, if he thinks proper, the person presenting such order to make oath that the same is genuine.

Disposal of will after death of the testator.

SECT. 4. After the death of the testator the will shall be delivered to the person, if any, entitled by the indorsement on the wrapper to receive it; or, if not demanded before the next probate court following the death of the testator, it may then be publicly opened and retained in the probate office until offered for probate; or, if the jurisdiction of the estate belongs in another court, it shall be delivered to the executors, or other persons entitled to the custody thereof, to be presented for probate in such other court.

Approved February 2, 1869.

Chapter 3.

An act additional relating to licenses for the conveyance of real estate under contracts made by deceased persons.

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

License may be granted to special administrators in the same manner as to administrators, to convey real estate under the contract of the deceased.

SECT. 1. The several statutes authorizing the judge of probate in certain cases to grant license to administrators and others to convey real estate of deceased persons, when the deceased in his life-time made a legal contract for such conveyance and was prevented by death from executing it, are amended, so that a like authority may be granted to a special administrator, in the same manner and on the same conditions as to administrators.

SECT. 2. This act shall take effect when approved.

Approved February 2, 1869.

Chapter 4.

An act to amend chapter seventy-one of the revised statutes.

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

R. S., chap. 71, sect. 13, relating to licenses to sell

The thirteenth section of chapter seventy-one of the revised statutes is amended by striking out, after the word "given,"