

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,
February 26, 1840, and March 16, 1842.

AUGUSTA:

SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.

1869.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1869.

have been made,' so that as amended the first period of said section shall read :

'Sect. 43. The real estate of deceased persons may be taken for payment of his debts by an execution issued on a judgment recovered against his executor or administrator, and levied on, sold and redeemed, as if taken in his life-time, unless the estate of such deceased person shall have been represented insolvent, and a commission of insolvency issued thereon before such levy shall have been made.'

Execution may be levied against estate of deceased persons unless commission of insolvency has issued thereon.

SECT. 2. In all cases a commission of insolvency, issued by the probate court on the estate of deceased persons before levy or satisfaction of execution, shall vacate attachments.

A commission of insolvency on estate of deceased person vacates attachments.

SECT. 3. All acts and parts of acts inconsistent with this act are hereby repealed.

Approved March 2, 1869.

Chapter 38.

An act relating to school district taxes assessed and collected without authority of law.

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

All the provisions of section ninety-eight of the sixth chapter of the revised statutes, and any and all other statutes relating to the same subject, shall apply to the case of taxes assessed by or for school districts, so far as the same are applicable; *provided that* the school district and not the town shall be liable in the case herein specified.

R. S., chap. 3, sect. 98, relating to school taxes assessed without authority, to apply to school districts.

Approved March 3, 1869.

Chapter 39.

An act providing for reviews in criminal cases.

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

SECT. 1. The supreme judicial court held by one justice, may grant reviews in criminal as well as civil cases, upon the discovery of new and important evidence, and when in the opinion of said court there is reasonable doubt of the guilt of any person convicted and sentenced in any judicial tribunal, provided a petition therefor is presented within six years after such conviction and sentence.

Reviews in criminal cases may be granted within six years, upon discovery of new evidence where there is doubt of the guilt of prisoner.

SECT. 2. Such petition may be presented in any county, and notice be there ordered returnable in the county where such person

The petition may be presented in any county.