

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE.

1878.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA:

SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.

1878.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1878.

CHAP. 15.

of redemption has expired, shall be treated as personal estate.

be deemed personal assets, and held in trust for the persons who would be entitled to the money if paid; and if it is paid, he shall release the estate; but if it is not paid, he may sell it as he could personal estate at common law, and assign the mortgage and debt; and the purchaser shall have the same rights and liabilities as the purchaser of personal property, sold by license of the probate court. All sales so made heretofore shall be valid.'

Approved February 6, 1878.

Chapter 15.

An act to amend chapter seventy-six of the Revised Statutes, relating to Levy of Executions upon estates held in joint tenancy or in common.

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

Estate held in joint tenancy may be taken on execution.

SECT. 1. The whole or part of an estate held in joint tenancy or in common, may be taken to satisfy an execution, in the same manner as other real estate is now taken, and held in common, but the whole estate must be described, and the share of it owned by the debtor must be stated.

Sec. 7, ch. 76, R. S., amended.

SECT. 2. Section seven of chapter seventy-six of the revised statutes is hereby amended by striking out of the second and third lines the words "joint tenancy or in common," so that said section, as amended, shall read as follows, viz:

Debtor's estate or interest shall pass by levy unless larger than stated in return.

'SECT. 7. All the debtor's estate, interest or share in the premises, whether held in tail, reversion, remainder, for life, years or otherwise, shall pass by a levy, unless it is larger than the estate mentioned in the appraisers' return.'

Approved February 7, 1878.