

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1887.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1887.

paid during the year, on contracts made in the state and over rebates on premiums allowed to persons guaranteed. Said tax to be assessed and paid in accordance with the provisions of section sixty-one of chapter six of the revised statutes.'

CHAP. 87

—how assessed and how paid.

Approved March 10, 1887.

Chapter 87.

An Act fixing the salary of the Adjutant General.

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

SECT. 1. From and after January one, eighteen hundred and eighty-seven, the salary of the adjutant general shall be twelve hundred dollars per annum, payable quarterly, instead of the sum now provided by law.

Salary of adjutant general, increased.

SECT. 2. All acts or parts of acts, inconsistent with this act, are hereby repealed.

Inconsistent acts, repealed.

SECT. 3. This act shall take effect when approved.

Approved March 10, 1887.

Chapter 88.

An Act to amend section five of chapter sixty-five of the Revised Statutes, relative to Widow's Dower.

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

The fifth section of chapter sixty-five of the revised statutes, is hereby amended, by adding to said section the words: 'Whenever the widow is advised that the legal construction of the provisions of the will for her is doubtful or uncertain, the time for making her election shall be extended to thirty days after certificate to the probate court, where the probate proceedings are had, of the final decision by the supreme judicial court, upon a bill in equity, commenced by her within thirty days after the probate of the will, to obtain the instruction of the court as to her rights under it, but in no case shall the time for election be less than six months after probate. The clerk of the courts for the county in which the proceedings in equity are commenced, within three days after receipt of the decision therein, shall send notice of the same to the

Sec. 5, ch. 65, R. S., amended.

CHAP. 89

widow or her solicitor of record, and transmit a certified copy of the decree to the proper probate court, where it shall be recorded, with the time of its reception,' so that said section as amended, shall read as follows :

Widow may waive husband's will.

—time for making election, extended.

'SECT. 5. When a specific provision is made for a widow in her husband's will, she shall, within six months after probate thereof, make her election, whether to accept it or claim her dower, but is not entitled to both, unless it appears by the will that the testator plainly so intended. Whenever the widow is advised that the legal construction of the provisions of the will for her is doubtful or uncertain, the time for making her election shall be extended to thirty days after certificate to the probate court in the county where the probate proceedings are had, of the final decision by the supreme judicial court upon a bill in equity, commenced by her within thirty days after the probate of the will, to obtain the instruction of the court as to her rights under it, but in no case shall the time for election be less than six months after probate. The clerk of the courts for the county in which the proceedings in equity are commenced, within three days after receipt of the decision therein, shall send notice of the same to the widow or her solicitor of record, and transmit a certified copy of the decree to the proper probate court, where it shall be recorded, with the time of its reception.'

Approved March 10, 1887.

Chapter 89.

An Act to amend section twenty-four of chapter sixty-five of the Revised Statutes, relating to allowances to Widows.

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

Sec. 24, ch. 65, R. S., amended.

Widow shall have reasonable sustenance for ninety days, in her husband's house.

SECT. 1. Section twenty-four of chapter sixty-five of the revised statutes, is hereby amended so as to read as follows :

'SECT. 24. A widow shall have her reasonable sustenance out of the estate of her husband for ninety days after his death, and may remain in the house of her husband during said ninety days without being chargeable with rent therefor.'

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

Approved March 11, 1887.