

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.

ACTS AND RESOLVES

OF THE

SIXTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE.

1889.

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

AUGUSTA:
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1889.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1889.

Chapter 229.

An Act to amend Section twenty-seven of Chapter sixty-five of the Revised Statutes, relating to the distribution of the property of Deceased Persons.

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

Section twenty-seven of chapter sixty-five of the Revised Statutes, is hereby amended by adding thereto the following provision: 'If any sum of money directed by a decree of the probate court to be paid over, remains for six months unclaimed, the executor, administrator, guardian or trustee who was ordered to pay over the same, may deposit it in some savings bank or other like institution, as the probate court directs, to accumulate for the benefit of the person entitled thereto. Such deposit shall be made in the name of the judge of probate for the time being, and shall be subject to the order of the judge and his successors in office, as hereinafter provided. The person making the deposit, shall file in the probate court a statement thereof under oath, with the original evidence of such deposit, which shall be allowed as a sufficient voucher for such payment. When the person entitled to the money deposited, satisfies the judge of his right to receive the same, the judge shall cause it to be paid over to him'; so that said section as amended, shall read as follows :

Sec. 27, ch. 65,
R S amended.

'SECT. 27. When, on the settlement of any account of an administrator or executor, there appears to remain in his hands property not necessary for the payment of debts and expenses of administration, nor specifically bequeathed, the judge shall order the same to be distributed according to the will of the deceased, if any, so far it directs, otherwise according to law; but before any order, determining who are heirs, and the share of each, is passed, public or personal notice shall be given to all interested; and alienage shall be no bar to any person who, in other respects, is entitled to receive any part of such property. If an executor or administrator neglects to distribute the property in his hands in pursuance of such order, and the parties in interest reside out of the state, and had no actual notice of any such settlement of account, the judge, on petition of any such party, may, within six years after such settlement, order such executor or administrator to render a new account. If any sum of money directed by a

Remainder of
personal estate,
how to be dis-
tributed.

—proceedings,
if order of distri-
bution is not
executed.

CHAP. 230

—if any sum is not claimed, it shall be deposited in some savings bank.

decree of the probate court to be paid over, remains for six months unclaimed, the executor, administrator, guardian or trustee who was ordered to pay over the same, may deposit it in some savings bank or other like institution, as the probate court directs, to accumulate for the benefit of the person entitled thereto. Such deposit shall be made in the name of the judge of probate for the time being, and shall be subject to the order of the judge and his successors in office, as hereinafter provided. The person making the deposit shall file in the probate court a statement thereof under oath, with the original evidence of such deposit, which shall be allowed as a sufficient voucher for such payment. When the person entitled to the money deposited, satisfies the judge of his right to receive the same, the judge shall cause it to be paid over to him.'

Approved February 28, 1889.

Chapter 230.

An Act to amend Chapter Sixty-seven, Section thirty-eight, of the Revised Statutes, relating to Adoption of Children.

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

Sec. 38, ch. 67,
R. S. amended.

Section thirty-eight, chapter sixty-seven, of the Revised Statutes, is hereby amended by striking out the words "inhabitants of his county," and inserting in the place thereof the word 'persons,' so that said section as amended, shall read as follows :

Adoption, any
decree of, may
be annulled

'SECT. 38. Any judge of probate may, on petition of two or more persons, after notice and hearing, and for good cause shown, reverse and annul any decree of the probate court in his county, whereby any child has been adopted under this chapter.'

Approved February 28, 1889.