

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1903

PUBLIC LAWS

OF THE

STATE OF MAINE.

1903.

Chapter 75.

An Act relating to waiving of the Provisions of Wills by Widows.

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

Section 1. If the election provided by section five of chapter one hundred fifty-seven of the public laws of eighteen hundred and ninety-five is not made within six months after probate of a will, and the estate is thereafter rendered insolvent, and the commissioners are appointed by the judge of probate, such election may be made at any time within six months after the appointment of such commissioners. Such election shall not affect any title to real estate theretofore acquired from the executor or administrator with the will annexed, but the widow or widower may recover from such executor or administrator, if not paid within thirty days after demand therefor in writing, one-third of any sums received from real estate sold before such waiver was filed.

Election may be made within six months.

—exception.

Section 2. This act shall take effect when approved.

Approved March 11, 1903.

Chapter 76.

An Act to amend Chapter one hundred and fifty-nine of the Public Laws of nineteen hundred and one, providing for the retirement of commissioned officers of the militia or the National Guard of the State of Maine.

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

Section one of said act is hereby amended by striking out the word "nine" in the third line, and substituting therefor the word 'six,' and by inserting after the word "years" in the fourth line, the words 'or for the period of nine years not necessarily continuous.' By striking out the words "rank held by him at the time of his discharge from said service or at the time such application is made" in the fifth, sixth and seventh lines, and substituting therefor the words 'highest rank held by him during said service.' By striking out the words "at the time of such discharge or of making such application, has" in the eighth and ninth lines, and substituting therefor the words 'shall have,' so that said section as amended shall read as follows:

Section 1 of chapter 159, public laws of 1901, amended.

'Section 1. Any person who shall have served as a commissioned officer in the militia or the National Guard of this state, for the continuous period of six years, or for the period of nine

Commissioned officers may be placed on retired list,

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after
specified
service.

—proviso.

—retired
officers.

—shall be
eligible to
perform
military duty,
etc.

—compensa-
tion.

—amenable to
court martial.

—shall report
change of
residence.

years not necessarily continuous, may, upon his own application, be placed upon the retired list, with the highest rank held by him during said service, provided, however, that an officer so retired, who shall have remained in the same grade for the continuous period of nine years, shall be retired with increased rank. Retired officers on occasions of ceremony may, and when acting under orders as hereinafter provided, shall wear the uniform of their retired rank. Retired officers shall be eligible to perform military duty, and the commander-in-chief may, in his discretion, by order require them to serve upon military boards, courts of inquiry and courts martial, or to perform any other special or temporary military duty, and for such service they shall receive the same pay and allowances as are provided in law for like service by the officers of the National Guard. All retired officers shall be amenable to courts martial for military offenses as if upon the active list of the National Guard. The names of all officers of retired rank shall be borne upon a separate roster, kept under the supervision of the adjutant-general. Retired officers shall report to the adjutant-general any change in their residence whenever such change occurs.'

Approved March 11, 1903.

Chapter 77.

An Act to amend Chapter ninety-four of the Public Laws of eighteen hundred eighty-seven, relating to Agricultural Societies.

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

Chapter 94,
public laws
of 1887,
amended.

Section 1. Chapter ninety-four of the public laws of eighteen hundred eighty-seven is hereby amended by inserting after the word "county" in the second line the words 'and local,' so said chapter as amended will read as follows:

Receipts
exempt from
attachment,
etc., until
expenses and
premiums
are paid.

'Section 1. The receipts of the Maine State Agricultural Society, the Eastern Maine State Fair and all county and local agricultural societies, are hereby exempted from attachment, trustees process and seizure on execution until current expenses of the fair, purses and premiums awarded by the society are paid, provided that the same are paid within three months from the close of the fair.'

—proviso.

Section 2. This act shall take effect when approved.

Approved March 11, 1903.