

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-SECOND LEGISLATURE

OF THE  
STATE OF MAINE

1905.

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

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AUGUSTA  
KENNEBEC JOURNAL PRINT  
1905

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1905.

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### Chapter 5.

An Act to amend paragraph four of Section one of Chapter seventy-three of the Revised Statutes, relating to Sales of real estate by license of court.

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

Paragraph 4,  
Section 1,  
chapter 73,  
R. S.,  
amended.

Section 1. Paragraph four of section one of chapter seventy-three of the revised statutes is hereby amended by adding thereto the following words: 'and of the guardian of an insane husband, resident in the county, to sell in like manner, the right and interest by descent, of such ward, in any real estate owned by his wife;' so that said paragraph as amended, shall read as follows:

Guardian of  
insane wife  
or husband  
may sell real  
estate  
of ward.

'IV. Of a husband or guardian of an insane wife resident in the county, to sell, on such terms and conditions as the judge thinks proper, for a sufficient consideration, any real estate held by him in right of his wife, or any of her right and interest by descent in any real estate owned by him; and of the guardian of an insane husband, resident in the county, to sell in like manner, the right and interest by descent, of such ward, in any real estate owned by his wife.'

Section 2. This act shall take effect when approved.

Approved February 9, 1905.

### Chapter 6.

An Act to amend Section twenty-six of Chapter sixty-nine of the Revised Statutes, relating to the disability of Adults under guardianship.

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

Section 26,  
chapter 69,  
R. S.,  
amended.

Section 1. Section twenty-six of chapter sixty-nine of the revised statutes is hereby amended by striking out the words "and in such a case a new guardian may be appointed without further intervention of the municipal officers," in the fourth and fifth lines of said section; so that said section as amended, shall read as follows:

Disability  
of adults  
under  
guardianship  
how restored.

'Section 26. When a person over twenty-one years of age is under guardianship, he is incapable of disposing of his property otherwise than by his last will, or of making any contract, notwithstanding the death, resignation or removal of the guardian. When on application of any such person or otherwise, the judge finds that a guardian is no longer necessary, he shall order the remaining property of the ward to be restored to him, except a legal compensation to the guardian for his services.'

Section 2. This act shall take effect when approved.

Approved February 9, 1905.