

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

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

1913

Including Acts and Resolves of the Special Session held
in 1912.

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1913

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

CHAP. 23 his name and address. Executors or administrators, removing from the state, after giving notice of their appointment, shall appoint an agent or attorney in the state and give public notice thereof; service made on such agents or attorneys has the same effect as if made on such executor or administrator. When an executor or administrator, residing out of the state, has no agent or attorney in the state, service may be made on one of his sureties in the same manner and with the same effect as if made on him.'

Approved March 3, 1913.

Chapter 23.

An Act Relating to the Taxation of Telegraph Companies.

Be it enacted by the People of the State of Maine, as follows:

Chapter 105,
P. L. of
1911, re-
pealed.

Section 1. Chapter one hundred and five of the Public Laws of nineteen hundred and eleven is hereby repealed.

Approved March 3, 1913.

Chapter 24.

An Act to Amend Section Seventy-one of Chapter Eighty-three of the Revised Statutes in Regard to Release or Discharge of Attachments.

Be it enacted by the People of the State of Maine, as follows:

Section 71,
chapter 83,
R. S.,
amended.

Section 1. Section seventy-one of chapter eighty-three of the Revised Statutes is hereby amended by adding at the end of said section the following words:

'Such attachments may be discharged on the record thereof in the office of the Registry of Deeds by an attorney-at-law authorized in writing by the plaintiff in such suit; provided, however, that said writing is first recorded or filed in said office, with a reference thereto made by the register on the margin of the record of an attachment,' so that said section, as amended, shall read as follows:

'Section 71. When an attachment is dissolved by judgment for the defendant, the clerk of the court shall give any person applying therefor a certificate of that fact, which the register of deeds shall note on the margin of the record of the attachment; and before or after judgment, the plaintiff in such suit may cause a discharge of such attachment, signed by him, to be entered on the margin of the record thereof; or he may give a certificate, signed, sealed and acknowledged by him, that

Clerk of
court shall
give owner
a certificate
of dissolution
of attach-
ment.

—creditor
may re-
lease attach-
ment on the
record, or by
a certificate
to be re-
corded.

such attachment is, in whole or in part, discharged; which the register of deeds shall record, with a reference thereto on the margin of the record of the attachment; such attachment may be discharged on the record thereof in the office of the registry of deeds by an attorney-at-law authorized in writing by the plaintiff in such suit; provided, however, that said writing is first recorded or filed in said office, with a reference thereto made by the register on the margin of the record of the attachment.'

CHAP. 25

—attachment may be discharged by an attorney-at-law authorized in writing by the plaintiff.

—proviso.

Approved March 3, 1913.

Chapter 25.

An Act to Amend Sections Thirteen and Fourteen of Chapter Seventy-three of the Revised Statutes as Amended by Chapter Thirty-seven of the Public Laws of Nineteen Hundred and Seven, Relating to Sales of Estates of Non-resident Owners.

Be it enacted by the People of the State of Maine, as follows:

Section 1. Section thirteen of chapter seventy-three of the Revised Statutes, as amended by section one of chapter thirty-seven of the Public Laws of nineteen hundred and seven, is hereby further amended by inserting after the word "country" in the fifth line of said section as amended, the words 'conservators of the property of persons living out of the state,' and by inserting after the word "wards" in the seventh line of said section as amended the words 'or persons,' and by inserting after the word "administrators" in the eighth line of said section as amended, the word 'conservators,' so that said section as amended shall read as follows:

Section 13, chapter 73, R. S., as amended by section 1, chapter 37, P. L. of 1907, further amended.

'Section 13. The supreme judicial and probate courts may grant licenses to continue in force for three years, to executors and administrators of persons dying out of the state or in a foreign country, guardians of wards living out of the state or in a foreign country, conservators of the property of persons living out of the state, or some other suitable person on their petition, to sell and convey real estate or any interest therein in the state, as if such deceased persons had died, and such wards or persons lived in the state, and such executors, administrators, conservators or guardians had been here appointed; and all proceedings in such cases, before any probate court, shall be had before the judge of probate for the county where the real estate or any part thereof lies, and the bond required shall be given to him.'

Sale of estate of deceased persons or of minors out of this state.