

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

Published by the Secretary of State.

AUGUSTA

KENNEBEC JOURNAL PRINT

1915

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Seventh Legislature

1915

[supplied from page 1 of volume]

CHAP. 137

Chapter 137.

An Act to Amend Section Fourteen of Chapter Eighty-nine of the Revised Statutes, as Amended by Section One of Chapter One Hundred Eighty-six of the Public Laws of Nineteen Hundred Seven and by Chapter Twenty-two of the Public Laws of Nineteen Hundred Thirteen, Relating to the Presentation of Claims against Estates.

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

Ch. 89, Sec.
14, R. S.,
further
amended.

Section fourteen of chapter eighty-nine of the Revised Statutes, as amended by section one of chapter one hundred eighty-six of the Public Laws of nineteen hundred seven, and by chapter twenty-two of the Public Laws of nineteen hundred thirteen, is hereby further amended by striking out the following words beginning in the twenty-ninth line of said section as amended, viz.: "Executors or administrators residing out of the State at the time of giving notice of their appointment, shall appoint an agent or attorney in the State, and insert therein 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," and by inserting after the word "administrator" in the last sentence of said section as amended, the words 'guardian or testamentary trustee,' so that said section as amended shall read as follows:

—stricken
out.

Shall file
claims
against es-
tates in
writing with
affidavit.

Section 14. All claims against estates of deceased persons, except for legacies and distributive shares and for labor and material for which suits may be commenced under section thirty-four of chapter ninety-three, shall be presented to the executor or administrator in writing, or filed in the probate office, supported by an affidavit of the claimant, or of some other person cognizant thereof, within eighteen months after affidavit has been filed in the probate office that notice has been given by said executor or administrator of his appointment; and no action shall be commenced against such executor or administrator on any such claim until thirty days after the presentation or filing of such claim as above provided. Any claim not so presented or filed shall be forever barred against the estate, except as provided in sections fifteen, sixteen, eighteen and twenty-one of this chapter. Actions against executors or administrators, on such claims, if brought within one year after notice is given by them of their appointment, shall be continued, without costs to either party, until said year expires and be barred by a tender of the debt within the year, except actions on claims not affected by the insolvency of the estate and actions on appeal from commissioners of insolvency or other commis-

Action shall
not com-
mence for
thirty days.

Action may
be continued
without
costs, within
one year
after notice.

—excep-
tions.

sioners appointed by the judge of probate. No action shall be maintained against an executor or administrator on a claim or demand against the estate, except for legacies and distributive shares, and except as provided in sections fifteen and seventeen, unless commenced and served within twenty months after affidavit has been filed in the probate office as provided in section forty-two of chapter sixty-six. When an executor, administrator, guardian or testamentary trustee, 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.'

CHAP. 138

No action on claims against estate—exceptions.

—service may be made on surety, when.

Approved March 17, 1915.

Chapter 138.

An Act to Equalize the Salaries of County Attorneys.

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

Section 1. County Attorneys of the several counties shall receive annual salaries from the State Treasury, in monthly payments, on the last day of each month, as follows:

County attorneys to be paid by State as provided herein.

Androscoggin, twelve hundred dollars; Aroostook, fifteen hundred dollars; Cumberland, seventeen hundred dollars; Cumberland, assistant county attorney, nine hundred dollars; Franklin, five hundred dollars; Hancock, seven hundred fifty dollars; Kennebec, fourteen hundred dollars; Knox, seven hundred dollars; Lincoln, five hundred dollars; Oxford, nine hundred dollars; Penobscot, fifteen hundred dollars; Piscataquis, six hundred dollars; Sagadahoc, six hundred dollars; Somerset, eight hundred fifty dollars; Waldo, five hundred dollars; Washington, nine hundred dollars; York, twelve hundred dollars. And no other fees, costs or emoluments shall be allowed them.

—no fees.

Section 2. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

—inconsistent acts repealed.

Approved March 18, 1915.

Chapter 139.

An Act to Create a Board of Examination and Registration of Nurses.

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

Section 1. Within sixty days after this bill shall go into effect, the Governor with the advice and consent of the Council shall appoint a board of examination and registration of

Appointment of board. —of whom composed.