

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eightieth Legislature

OF THE

STATE OF MAINE

1921

Including Acts and Resolves of the Special Session held in 1920.

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eightieth Legislature

1921

[supplied from page 3 of volume]

Chapter 139.

An Act to Amend Section One of Chapter Seventy-six and Paragraph IV of Said Section of the Revised Statutes, as Amended by Chapter One Hundred and Ninety-three of the Public Laws of Nineteen Hundred and Seventeen, Relating to the Sales of Real Estate by License of Court.

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

R. S., c. 76, § 1; relating to sale of real estate by license of court, amended. Section one of chapter seventy-six of the revised statutes is hereby amended by inserting after the word "sale" in the third line thereof the word 'mortgage,' so that said section, when amended, shall read as follows:

'Sec. 1. Made to include the licensing of the mortgage of real estate. Judges of probate, in the counties where the applicants hereinafter named were appointed, may license the sale, mortgage, lease or exchange of real estate and any interests therein, in whatever county situated, in the following cases, on application:'

Sec. 2. R. S., c. 76, § 1, par. IV; relating to application of a husband or guardian of an incapacitated wife to sell real estate. Paragraph IV of section one of chapter seventy-six of the revised statutes, as amended by chapter one hundred and ninety-three of the public laws of nineteen hundred and seventeen, is hereby amended by inserting after the word "sell" in the second line thereof the words 'or mortgage,' so that said paragraph, when amended, shall read as follows:

'IV. Made to include the application to mortgage real estate; insane husband or wife to retain residence in county where committed. Of a husband or guardian of an incapacitated wife resident in the county, to sell or mortgage, 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 incapacitated 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. For the purposes of this section an insane husband or wife who has been committed to an asylum for insane persons, within the State of Maine, shall be deemed to remain a resident of the county in which he or she had a residence at the time he or she was committed, so long as he or she shall remain in such an asylum by virtue of such commitment.'