

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-second Legislature

OF THE

STATE OF MAINE

1925

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-second Legislature

1925

[supplied from page 1 of volume]

CHAP. 30

Chapter 30.

An Act to Repeal Section Forty-three of Chapter Nineteen of the Revised Statutes as Amended by Chapter One Hundred and Ninety-four of the Public Laws of Nineteen Hundred and Twenty-three.

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

R. S., c. 19, sec. 43; P. L., 1923, c. 194; relating to appointment of health officers, repealed. Section forty-three of chapter nineteen of the revised statutes, as amended by chapter one hundred and ninety-four of the public laws of nineteen hundred and twenty-three is hereby repealed.

Approved March 23, 1925.

Chapter 31.

An Act Relating to Distribution of Personal Estate.

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

R. S., c. 70, sec. 21; relating to distribution of remainders of personal estate; unclaimed shares, etc., amended. Section twenty-one of chapter seventy of the revised statutes is hereby amended by inserting after the word "estate" in the eighteenth line thereof, the words 'or pecuniary legacy,' so that said section, as amended, shall read as follows:

'Sec. 21. Unclaimed pecuniary legacies to be deposited with county treasurer. When on the settlement of any account of an administrator, executor, guardian or trustee there appears to remain in his hands property not necessary for the payment of debts and expenses of administration, or for the payment of pecuniary legacies of fixed amount, nor specifically bequeathed, the judge upon petition of any party interested, after public notice and such other notice as he may order, shall determine who are entitled to the estate and their respective shares therein under the will or according to law, and order the same to be distributed accordingly; and alienage shall be no bar to any person, who, in other respects, is entitled to receive any part of such property. If an executor, administrator, guardian or trustee neglects to distribute the property in his hands in pursuance of such order, and the parties in interest reside out of the state, and had no actual notice of any such settlement of account, the judge, on petition of any such party, may, within six years after such settlement, order such executor, administrator, guardian or trustee to render a new account. If any sum of money directed by a decree of the probate court to be paid over, in any solvent or insolvent estate, or pecuniary legacy, remains for six months unclaimed, the executor, administrator, guardian or trustee who was ordered to pay over the same, shall pay such sum of money to the

treasurer of the county in which the probate court has jurisdiction, who shall give a receipt therefor, specifying the amount, name of estate and name of person entitled thereto, which said receipt shall be filed in the probate court and allowed as a sufficient voucher therefor. When an executor, administrator, guardian or trustee has paid or delivered over to the persons entitled thereto the money or other property in his hands, as required by a decree of a probate court, he may perpetuate the evidence thereof by presenting to said court, without further notice, within one year after the decree is made, an account of such payments or of the delivery over of such property; which account being proved to the satisfaction of the court, and verified by the oath of the party, shall be allowed as his final discharge, and ordered to be recorded. If such account is presented after one year from the date of the decree, it may be allowed after public notice.'

Approved March 23, 1925.

Chapter 32.

An Act to Extend the Open Time for Smelt Fishing in the Tide Waters of the Penobscot River and Its Tributaries.

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

Open time for smelt fishing on tide waters of Penobscot river, established. There is hereby created an open time in which it shall be lawful to fish for and take smelts from the tide waters of the Penobscot river and its tributaries between the first day of October and the first day of May. Any fish so taken from said waters may be offered for sale and sold within the state or shipped to such places out of the state as the owner may designate.

Approved March 23, 1925.

Chapter 33.

An Act to Change Name of the Maine School for Feeble Minded.

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

Name of Maine school for feeble minded changed. The name of the Maine school for feeble minded, located at Pownal in the county of Cumberland, Maine, is hereby changed to the Pownal state school, and the board of hospital trustees of the Pownal state school shall have all the rights, powers, privileges, property, duties and responsibilities which belong to the board of hospital trustees of the Maine school for feeble minded.

Approved March 23, 1925.