

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty - Third Legislature

OF THE

STATE OF MAINE

1927

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 Eighty-third Legislature

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attorney general may make such regulations relative to the assessment and the collection of the tax provided by this act, not inconsistent with law, as may be necessary to carry out this intent.

Sec. 5. Act to apply to estates in process of settlement. The provisions of this act shall also apply to all estates not fully distributed and now in process of settlement, where the date of death was subsequent to February twenty-six, nineteen hundred twenty-six.

Sec. 6. Provisions of R. S., c. 69, made a part of this act. All provisions of chapter sixty-nine of the revised statutes, and amendments thereto, relating to succession taxes, are hereby made a part of this act wherever the same are applicable.

Sec. 7. Unconstitutionality of part of act not to invalidate other parts. If any portion of this act is held to be unconstitutional, such decision shall not invalidate the portions unaffected thereby. In the event that any part of the Federal Revenue Act or Federal Estate Tax Law, hereinbefore referred to, shall be declared to be in violation of the constitution of the United States, such declaration shall not be construed to affect the provisions of this act.

Approved April 11, 1927.

Chapter 117.

An Act to Create the Office of Deputy Treasurer of Cumberland County.

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

Sec. 1. Treasurer of Cumberland county may appoint a deputy; salary. The treasurer of Cumberland county may appoint a deputy treasurer who shall assist the treasurer in performing the duties of his office. Such deputy treasurer shall give bond to the county for the faithful discharge of his duties in such sum as the county commissioners order and with such sureties as they approve in writing thereon, the premium of such bond to be met by the county. The salary of such deputy treasurer shall be ten hundred forty dollars per annum, payable in monthly installments, paid on the last day of each month.

Sec. 2. R. S., c. 117, sec. 45; P. L., 1921, c. 219; relating to clerk hire in county offices, amended. Section forty-five of chapter two hundred nineteen of the public laws of nineteen hundred twenty-one is hereby amended by striking out at the end of the fourth paragraph thereof the words "for clerks in the office of county treasurer, seven hundred and twenty dollars," so that the same shall read:

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'Cumberland County; clerk hire in office of county treasurer, eliminated. For clerks in the office of register of deeds, thirty-eight hundred and fifty-two dollars; deputy register of deeds, eleven hundred and forty-four dollars; for clerks in the office of register of probate, thirty-two hundred and seventy-two dollars; for clerks in the office of clerk of courts, forty-three hundred and twenty-four dollars; for clerks in the office of recorder of the Portland municipal court, sixteen hundred and twelve dollars; for clerks in the office of county attorney, seven hundred and forty-two dollars; for clerks in the office of sheriff, seven hundred twenty-eight dollars.'

Approved April 11, 1927.

Chapter 118.

An Act Relating to Notice in Divorce Actions.

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

R. S., c. 65, sec. 4; relating to naming residence of libelee in libel for divorce, and order of notice, amended. Section four of chapter sixty-five of the revised statutes is hereby amended by adding thereto the following words:

'Where notice by publication is ordered upon any libel which sets out adultery as a ground for divorce the name of any alleged paramour of the libelee, if set out in the libel, shall be omitted from the published notice and a copy of such libel wherein are inserted, in place of such names, the words, "(a certain man named in the libel)" or "(a certain woman named in the libel)," as the case may be, shall, if otherwise correct, be considered and held to be for all purposes a true copy of such libel,' so that said section, as amended, shall read as follows:

'Sec. 4. Where notice by publication is ordered in divorce libels founded on adultery, name of paramour may be omitted in notice. When the residence of the libelee can be ascertained, it shall be named in the libel and actual notice shall be obtained; if the libelee is out of the state, notice shall be given in such manner and by such means as the court may order. When the residence of the libelee is not known to the libelant, and cannot be ascertained by reasonable diligence, the libelant shall so allege under oath in the libel. Where notice by publications is ordered upon any libel which sets out adultery as a ground for divorce the name of any alleged paramour of the libelee, if set out in the libel, shall be omitted from the published notice and a copy of such libel wherein are inserted, in place of such names, the words, "(a certain man named in the libel)" or "(a certain woman named in the libel)," as the case may be, shall, if otherwise