

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Eighty-ninth and Ninetieth
Legislatures

OF THE
STATE OF MAINE

From April 21, 1939 to April 26, 1941
AND MISCELLANEOUS STATE PAPERS

Published by the Revisor of Statutes in accordance
with the Resolves of the Legislature approved June
28, 1820, March 18, 1840, March 16, 1842, and Acts
approved August 6, 1930 and April 2, 1931.

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1941

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninetieth Legislature

1941

Chapter 2

AN ACT Providing for Orders for the Protection of the Rights of the Parties, While Appeal is Pending from Equity Decrees.

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

R. S., c. 91, § 54, amended. Section 54 of chapter 91 of the revised statutes is hereby amended to read as follows:

'Sec. 54. Justice may make orders for protection of rights of parties, while an appeal is pending. When an appeal is taken from a final decree, any justice may also make such order for the appointment of receivers, for injunction and prohibition, or for continuing the same in force, and such other orders as are needful for protection of the rights of the parties, or as are usual in equity proceedings in such cases, until the appeal is determined by the law court. ~~Such orders may be modified or annulled by such justice, or by such law court, while the appeal is pending before it.~~ While the appeal is pending before the law court, such orders may be modified or annulled either by such justice or by the law court.'

Approved February 18, 1941

Chapter 3

AN ACT Relating to Costs in Contested Cases.

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

R. S., c. 75, § 38, amended. Section 38 of chapter 75 of the revised statutes is hereby amended to read as follows:

'Sec. 38. Costs in contested cases. In all contested cases in the original or appellate court of probate, costs may be allowed to either party, including expert witness fees not exceeding \$25 per day, to be paid by the other, or to either or both parties, to be paid out of the estate in controversy, as justice requires; and executions may be issued therefor as in courts of common law.'

Approved February 18, 1941