

HOUSE No. 604

By Mr. Hurwitz of Cohasset (by request), petition of Samuel H. Green that the number of judges of probate in Plymouth County be increased. Legal Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Nine.

AN ACT INCEEASING THE NUMBER OF JUDGES OF PROBATE IN PLYMOUTH COUNTY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1 of chapter 217 of the General
2 Laws, as amended by section 1 of chapter 434 of the
3 acts of 1935, is hereby further amended by inserting
4 after the word "Essex" in line 2, the word: — , Plym-
5 outh, — so as to read as follows:— *Section 1.* ¶ In
6 each county except Suffolk, Middlesex, Essex, Plym-
7 outh, Worcester and Hampden, there shall be one
8 judge of probate and insolvency, in this chapter called
9 the judge of probate.

1 SECTION 2. Section 2 of said chapter 217, as most
2 recently amended by section 2 of said chapter 434, is
3 hereby further amended by inserting after the word
4 "Essex" in line 3, the word: — , Plymouth, — so as
5 to read as follows:— *Section 2.* There shall be three

6 judges of probate in the county of Suffolk and two
7 judges of probate in each of the counties of Middlesex,
8 Essex, Plymouth, Worcester and Hampden. The
9 senior judge shall be the first judge in each county,
10 to whom, and to his successors, all bonds required
11 by law to be given to the judge of probate for said
12 counties shall be made payable. The probate court
13 and the court of insolvency for said counties may be
14 held by one or both of the judges, and, when so held,
15 shall have and exercise all the powers and jurisdiction
16 committed to the respective courts. The judges
17 shall so arrange the performance of their duties as to
18 insure a prompt and punctual discharge thereof.
19 The judges may perform each other's duties when
20 necessary or convenient. Simultaneous sessions of
21 the courts in said counties may be held if public
22 convenience requires. Citations, orders of notice
23 and all other processes issued by the register of probate
24 and insolvency, in this chapter called the register,
25 for any of said counties, shall bear teste of the first
26 judge of said court. Deposits or investments made
27 in the name of the judge of probate shall be in the
28 name of the first judge of the court, and shall be
29 subject to the order of the court.