

application is made for the appointment of any guardian for any minor or minors residing out of this state, but having property therein, or for the admission to probate of a will already probated in some other state, the person making such application shall pay in lieu of the sums above named the sum of ten dollars, and no other or different sum shall be required to be paid by any party seeking the aid of such probate court, except as provided above.

To whom payments to be made—how fees to be estimated.

SEC. 5. The payments provided for in the foregoing section shall be made to the treasurer of the proper county, who shall execute therefor duplicate receipts, one of which shall be filed with the county auditor, and one with the judge of probate of such county, and no proceedings of any kind shall be had in any cause pending in such probate court for the settlement of any estate subsequent to the return of the inventory, showing the value of such estate, until such receipt has been duly filed with such judge of probate; *Provided*, That in estimating the amount of fees to be paid in proceedings now pending, the amount already paid shall be deducted from the maximum to be paid under provisions of this act; and *Provided further*, That judges of probate shall be allowed to collect all fees due them for services rendered prior to April first, eighteen hundred and seventy-five.

Repeal of inconsistent acts.

SEC. 6. All acts and parts of acts inconsistent herewith are hereby repealed.

When act to take effect.

SEC. 7. This act shall take effect and be in force from and after the first day of April, A. D. eighteen hundred and seventy-five.

Approved March 9, 1875.

CHAPTER XXXVIII.

AN ACT TO PROVIDE FOR THE RENDERING OF ACCOUNTS BY GUARDIANS.

Be it enacted by the Legislature of the State of Minnesota:

Guardians to render accounts of wards—when.

SECTION 1. Guardians of minor children and insane persons shall be required to render an account on oath of the property, money and effects in their hands, and all proceeds and interest derived therefrom, and the management and disposition thereof, within one year after their appointment, and at such other times as the judge of probate of the county having jurisdiction of the person and estate of their said wards shall require.

SEC. 2. Upon the delivery of said account into the probate

court the judge thereof shall make an order appointing a time and place when and where he will examine the said account, and shall cause a copy of the said notice to be served upon the next of kin of said wards and all persons interested in the estate of said wards, by a publication thereof for the period of two weeks in some newspaper printed and published in the county wherein the said minors or insane persons reside. or by a personal service of the said order upon them at least ten days before the day appointed for such examination, as the court may direct.

Judge of probate to issue order appointing time and place to hold meeting for examination of accounts.

SEC. 3. At the time and place so as aforesaid appointed for the examination of the said account, or any time to which the said hearing shall have been adjourned, the judge of probate shall examine the said account and the said guardian on oath touching the same, and all persons who shall appear for the purpose of objecting to the said account and to show cause why the same should not be allowed.

Objectors to said accounts to show cause.

SEC. 4. If upon such examination the judge of probate shall be satisfied that the said [account] is in all things correct, he shall make an order allowing the same, but no guardian's account shall be allowed as aforesaid until such notice of such hearing and examination shall have been given.

When order to be made allow ing the same.

SEC. 5. This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved March 9, 1875.

CHAPTER XXXIX.

AN ACT PROVIDING FOR THE INVESTMENT BY GUARDIANS OF THE MONEYS OF THEIR WARDS.

Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. Guardians of minor children and insane persons having moneys in their hands belonging to their wards, to be invested for the benefit of said wards, shall be allowed to invest the same only in good interest bearing bonds or securities of the United States, or of the State of Minnesota, or upon first bond and mortgage upon real estate within said state, and all such investments shall be made under and in pursuance of an order of the probate court of the county in which such minor children or insane persons shall reside.

Guardians authorized to invest funds of minor children, etc.

SEC. 2. To obtain an order for such investment, the guardian shall present to the probate court a petition setting forth the estate of his ward, real and personal, and the amount of

How order for investment of funds to be obtained.