

made for the necessary maintenance of such children until they arrive at the age of ten years, of such part of the personal estate as would have been allowed to their mother if living; and in addition thereto such sum as the probate court deems necessary.

Fourth.—If on the return of the inventory of any intestate estate, it appears that the value of the whole estate does not exceed the sum of three hundred dollars, the probate court shall by a decree for that purpose, assign for the use and support of the widow, or widow and children of such intestate, or for the support of the children under the age of ten years, if there be no widow, the whole of such estate—after the payment of the funeral charges, and expenses of administration. Whole estate.

Fifth.—If the personal estate amounts to more than the allowances mentioned in the preceding subdivisions of this section, the excess thereof shall, after the payment of the funeral charges, and expenses of administration, be applied to the payment of the debts of the deceased. Application to payment of debts

Sixth.—The residue, if any, of the personal estate, shall be distributed in the same proportion, and to the same person, and for the same purpose, as prescribed for the descent and disposition of real estate.

Seventh.—All of the foregoing provisions shall apply as well to a surviving husband as to a surviving wife or widow. Surviving husband.

SEC. 2. This act shall take effect and be in force from and after its passage. When act to take effect.

Approved March 1, 1876.

CHAPTER XLIII.

AN ACT TO AMEND SUBDIVISION EIGHT OF SECTION TWO HUNDRED AND SEVENTY-NINE, OF TITLE TWENTY-THREE OF CHAPTER SIXTY-SIX OF THE GENERAL STATUTES, REVISION OF 1866, IN RELATION TO THE EXEMPTION OF CERTAIN PERSONAL PROPERTY FROM ATTACHMENT AND SALE.

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

SECTION 1. That subdivision eight of section two hundred and seventy-nine, of title twenty-three of chapter sixty-six of general statutes of 1866, (being section two hundred and twenty-one of title eleven of chapter forty-one of Bissell's revision of the statutes), be and the same is hereby amended by adding thereto the following words :

Printers' material.

"In addition to the articles enumerated in this section, all the presses, stones, type, cases and other tools and implements used by any co-partnership or by any printer, publisher or editor of any newspaper, and in the printing or publication of the same, whether used personally by said co-partnership or by any such printer, publisher or editor, or by any persons hired by him to use them, not to exceed in value the sum of two thousand dollars, together with stock in trade not exceeding four hundred dollars in value, shall be exempt from attachment or sale on any final process issued from any court in this state."

When act to take effect.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved February 29, 1876.

CHAPTER XLIV.

AN ACT TO PROTECT THE CREDITORS OF ASSIGNORS AND TO REGULATE THE DUTIES OF ASSIGNEES.

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

Void—when.

SECTION I. Every conveyance or assignment made by a debtor or debtors of the whole or any part of their estate, real or personal, in trust, to an assignee or assignees, for the benefit of creditors shall be void, unless the assignee or assignees therein named are residents and freeholders of this state, and unless such conveyance or assignment be in writing, subscribed by such debtor or debtors, and duly acknowledged before an officer authorized by law to take acknowledgment of deeds; and the certificate of such acknowledgment be endorsed thereon; and until such conveyance or assignment be filed in the office of the clerk of the district court in and for the county wherein such debtor or debtors reside, or wherein the business in reference to which the same is made has been principally carried on.

Assignor to file statement—containing what.

SEC. 2. Every debtor or debtors so making an assignment, shall at the date thereof, or within ten days thereafter, make and file with the clerk of the court aforesaid a just and true statement or inventory, under his oath or affirmation, containing—

First.—A full and true account of all the creditors of such debtor or debtors.

Second.—The place of residence of each creditor, if known to such debtor or debtors, and if not known, the fact to be so stated.

Third.—The sum owing to each creditor and the nature of such debt or demand, whether arising upon written security, account, or otherwise.