

525.83 DECEDENT'S ESTATES; NOTICE TO FOREIGN CONSUL. When notice of hearing is required by any provision of this chapter by reference to this section, such notice shall be given once a week for three consecutive weeks in a legal newspaper designated by the petitioner in the county wherein the proceedings are pending; or, if no such designation be made, in any legal newspaper in such county; or, if the city or village of the decedent's residence is situated in more than one county, in any legal newspaper in such city or village. The first publication shall be had within two weeks after the date of the order fixing the time and place for the hearing.

At least 14 days prior to the date fixed for hearing the petitioner, his attorney or agent, shall in guardianship mail a copy of the notice to such persons as the court may direct and in estates shall mail a copy of the notice to each heir, devisee, and legatee whose name and address are known to him and, if the decedent left heirs, devisees, or legatees in any foreign country, to the consul or representative referred to in section 525.28, or, if there be none, to the chief diplomatic representative of such country at Washington, D.C., or to the secretary of state at St. Paul, Minnesota, who shall forward the same to such representative.

If the decedent was born in any foreign country, 14 days prior to the date fixed for hearing notice of the initial probate hearing respecting his estate shall be mailed to the consul or representative referred to in section 525.28 or, if there be none, to the chief diplomatic representative of such country at Washington, D.C. or to the secretary of state at St. Paul, Minnesota, who shall forward the same to such representative.

Proof of such publication and mailing shall be filed before the hearing. No defect in any notice nor in the publication or service thereof shall invalidate any proceedings.

Approved May 19, 1973.

CHAPTER 405—H.F.No.704

An act relating to probate proceedings; sales, leases, and mortgages in connection with probate matters; amending Minnesota Statutes 1971, Section 525.64.

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

Changes or additions indicated by underline, deletions by ~~strikeout~~.

Section 1. Minnesota Statutes 1971, Section 525.64, is amended to read:

525.64 PROBATE CODE; SALES, LEASES AND MORTGAGES; PETITION, NOTICE, HEARING. A representative may file a petition to sell, mortgage, or lease alleging briefly the facts constituting the reasons for the application and describing the real estate involved therein. The petition may include all the real estate of the decedent or ward or any part or parts thereof. It may apply for different authority as to separate parcels. It may apply in the alternative for authority to sell, mortgage, or lease. Upon the filing of such petition, the court shall fix the time and place for the hearing thereof. Notice of the hearing shall state briefly the nature of the application made by the petition and shall be given pursuant to section 525.83 except that no publication is required unless otherwise ordered. Upon the hearing, the court shall have full power to direct the sale, mortgage, or lease of all the real estate described in the petition, or to direct the sale, mortgage, or lease of any one or more parcels thereof, provided that any such direction shall be within the terms of the application made by the petition. In any solvent estate, the court may grant the application without hearing where the court determines that all interested distributees have consented in writing thereto.

Sec. 2. This act shall be effective upon passage.

Approved May 19, 1973.

CHAPTER 406—H.F.No.248

An act relating to agriculture; soybean promotion board; promotion and financing; amending Minnesota Statutes 1971, Sections 21A.03; 21A.06; 21A.10; 21A.16, Subdivision 2; and 21A.18.

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

Section 1. Minnesota Statutes 1971, Section 21A.03, is amended to read:

21A.03 AGRICULTURE; SOYBEAN PROMOTION BOARD; MEMBERS. There is hereby created the Minnesota soybean ~~advisory~~ promotion board. Upon the petition of not less than ~~1,500~~ 500 soybean growers, the commissioner shall proceed to conduct an election to determine the members of the ~~advisory~~ promotion board.

Changes or additions indicated by underline, deletions by ~~strikeout~~.