

reserve fund at the discretion of the commission. The reserve fund shall not cancel and shall be available to the commission for as long as the programs provided by the provisions of this act are in effect. The commission may use the reserve fund established by the appropriation for fulfilling the income contingent provisions of this act as well as for the general purposes of the reserve fund in accordance with the provisions of this act.

Approved May 23, 1973.

---

### CHAPTER 606—H.F.No.702

*An act relating to probate proceedings; partition of property in probate decree; amending Minnesota Statutes 1971, Section 525.485.*

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

Section 1. Minnesota Statutes 1971, Section 525.485, is amended to read:

**525.485 PROBATE CODE; PARTITION OF PROPERTY.**  
When upon the hearing of any petition for the distribution of any ~~personal~~ property in any estate of any decedent, it appears to the court that two or more distributees are entitled to the distribution of undivided interests in such property, the court, upon petition of the representative of said estate, may issue its decree dividing such property, designating particular assets to each distributee, and allocating and distributing like or unlike property, or shares thereof, in accordance with their respective rights to share in said estate; provided that each such distributee has filed his written consent thereto. If no such consent is given, the court may nevertheless make such decree dividing such property but then only upon a separate hearing held for such purpose on 14 days mailed notice to all interested heirs or next of kin. Upon the hearing, the court shall partition the property in the same manner as provided for in civil actions in partition.

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

Approved May 23, 1973.

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