

thereto the following: *Provided*, That when any executor, administrator or guardian so licensed to sell real estate, resides out of this state, he may take and subscribe such oath before any notary public or clerk of a court of record of the state where he resides, and the same with the seal of the officer before whom the same was taken attached, shall have the same force and effect as if taken before any officer within this state authorized to administer oaths.

Oath taken and subscribed out of the state.

SEC. 2. That in all sales of real estate heretofore made in this state by any executor, administrator or guardian residing in any other state, where the oath required by law previous to sale has been taken and subscribed by such executor, administrator or guardian before any notary public or clerk of a court of record of the state where such executor, administrator or guardian resides, such oath with the seal of the officer before whom the same was taken attached, and having been filed with the judge of probate, is hereby declared to be in compliance with the laws of this state, and is hereby legalized and made valid and of the same force and effect in all respects as if taken and subscribed before any officer within this state authorized to administer oaths.

Oath taken out of this state, filed in probate court, declared valid.

SEC. 3. This act shall take effect and be in force from and after its passage.

Act takes effect.

Approved February 21, 1873.

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## CHAPTER LVII.

AN ACT TO PRESERVE THE EVIDENCE OF TITLE TO REAL ESTATE PURCHASED AT EXECUTORS', ADMINISTRATORS' OR GUARDIANS' SALE.

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

SECTION 1. It shall be the duty of the judge of probate to furnish to any person applying therefor, a certified copy, under his official seal, of any paper on file in his office relating to or in any way connected with the sale of any real estate by any executor, administrator or guardian.

Probate judge must give certified copy of any paper concerning sale of land.

Register of deeds  
may record such  
copy.

SEC. 2. The register of deeds of the county where such real estate is situated, or of the county to which it is attached for judicial purposes, may record any such certified copy in the book of miscellaneous records.

Such copy be evi-  
dence of the or-  
iginal.

SEC. 3. Such certified copy, or the record thereof, shall, in case of any action concerning the title to said real estate or the validity of said sale, be prima facie evidence of the original, and in case of the loss or destruction of the original, shall be conclusive evidence thereof.

Act takes effect.

SEC. 4. This act shall take effect from and after its passage.

Approved February 21, 1873.

## CHAPTER LVIII.

AN ACT FOR AN ACT TO AMEND SECTIONS THIRTY AND THIRTY-TWO OF CHAPTER FIFTY-THREE OF THE GENERAL STATUTES, RELATING TO THE PAYMENT OF DEBTS AND LEGACIES OF DECEASED PERSONS.

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

SECTION 1. That section thirty of chapter fifty-three of the general statutes is hereby amended by adding thereto the following words, viz. :

“ Unless under the provisions of the will in case of an executor a larger time may be necessary ; and provided, that after the expiration of the time finally limited, an executor or administrator shall not be disqualified from doing anything necessary to settle the estate which he might have done before, unless removed by the probate court ; but this provision shall not relieve him from any liability or penalty incurred by his failure to settle the estate within the time limited.”

Time for paying  
debts and set-  
tling estate.

Time may be ex-  
tended.

SEC. 2. Section thirty-two of said chapter is hereby amended by striking out the words “ six months ” in the fifth line thereof, and inserting in place thereof the following words, viz. : “ one year.”