

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.

money in his hands which he may desire to invest as aforesaid, with the facts and circumstances on which the petition is founded, tending to show the necessity and expediency of such investment, which petition shall be verified by the oath of the petitioner.

If deemed advisable to make investment, court to issue order to next of kin to show cause why petition should not be granted.

SEC. 3. If it appears to the court from such petition that it would be for the best interest of the ward to make such investment, the court shall thereupon make an order directing the next kin of the ward, and all persons interested in the estate, to appear before said court at a time and place therein to be specified, not less than two nor more than three weeks from the time of making such order, to show cause why such order for such investment should not be granted, and said order shall be served upon said parties in interest, either by publication thereof, or by personal service, as said court shall direct.

Judge of probate to hear proofs and allegations.

SEC. 4. The judge of probate, at the time and place appointed in such order, or at such other time as the hearing shall be adjourned to, upon proof of the due service of said order, shall hear and examine the proofs and allegations of the petitioner and of the next of kin, and of all other persons interested in the estate who may oppose the application.

When court to make order authorizing investment.

SEC. 5. If, after a full examination, it appears to the court that it is necessary, and would be for the best interests of the ward to invest the money thereof as prayed for in said petition, said court shall make an order authorizing and directing such investment to be made by said guardian, as prayed for in said petition, and as hereinbefore provided.

When act to take effect.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved March 9, 1875.

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CHAPTER XL.

AN ACT TO ABOLISH ESTATES IN DOWER AND BY THE CURTESY AND PROVIDE FOR ESTATES OF INHERITANCE, OR OTHERWISE, IN LIEU THEREOF.

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

Estates in dower and in curtesy abolished.

SECTION 1. That estates in dower and estates by the curtesy, excepting those as to which the rights of persons have become fixed by the death of the husband or wife prior to the passage of this act, are hereby abolished.