

89022

GENERAL STATUTES OF MINNESOTA

SUPPLEMENT 1917

CONTAINING THE AMENDMENTS TO THE GENERAL STATUTES
AND OTHER LAWS OF A GENERAL AND PERMANENT
NATURE, ENACTED BY THE LEGISLATURE
IN 1915, 1916, AND 1917

WITH NOTES OF ALL APPLICABLE DECISIONS

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1918

PART II
PROPERTY RIGHTS AND DOMESTIC RELATIONS

CHAPTER 59

ESTATES IN REAL PROPERTY

6658. Division as to time—

130-320, 153+604.

6661. Remainders defined—

Life estates and estates in remainder may be created in personalty as well as in realty (126-247, 148+112). Life Estates, [§ 21](#).

6663. Future estates vested or contingent—

A daughter held to take a vested estate in remainder upon the death of testator (126-247, 148+112). Wills, [§ 634\(8\)](#).

6664. Suspension of power of alienation—

161+392; note under [§ 6665](#), post.

A 50-year option for a 30-year mining lease, given for a valuable consideration, the optionee not expressly undertaking to explore within a particular time, and no such undertaking being properly implied, did not suspend the absolute power of alienation, and is not contrary to public policy, as an unreasonable restriction upon the use and enjoyment and alienation of property (134-412, 159+966). Perpetuities, [§ 6\(5\)](#).

6665. Limit of suspension—

A devise of a remainder in fee to the son of testatrix, "provided that he shall not sell the said described premises for five years after his father's death," does not violate this section or [§ 6665](#), as the restriction is imposed on the son only and would terminate at his death; but the restriction is void, as repugnant to the grant of a remainder in fee (161+392). Perpetuities, [§ 6\(5\)](#); Wills, [§ 601\(4\)](#).

6687. Accumulation of rents and profits—

A trust created under [§ 6710](#) subd. 6, in so far as the trust fund is to be derived from accumulations from realty rents and profits, offends against this section and [§ 6688](#) (135-413, 161+158). Perpetuities, [§ 9\(4\)](#).

Where a trust cannot be carried out during the minority of grandchildren named, because they are not the real beneficiaries of accumulations from the rents and profits or royalties from realty, the trust is not one to be sustained for a limited time under this section and [§ 6688](#) (135-413, 161+158). Perpetuities, [§ 9\(3\)](#).

6688. Directions for accumulation, when void—

135-413, 161+158; notes under [§ 6687](#), ante.

CHAPTER 60

USES AND TRUSTS

6701. Uses and trusts abolished—Exception—

128-99, 150+233.

6703. Who deemed to have legal estate in lands—Limitations—

When beneficial interest in property under an express trust, including estate in reversion, had become vested in cestui que trust, and purpose of trust, as expressed in the instrument creating it, did not preclude right of termination, it might be terminated in a proper proceeding in court (162+450). Trusts, [§ 61\(1\)](#).