

position until his successor is chosen. Each member so selected shall be a legal voter. Vacancies shall be filled by a majority of the committee by appointment from the district in which such vacancy exists.

Approved February 18, 1929.

EXECUTORS AND ADMINISTRATORS

CHAPTER 126

(H. B. No. 2—Olafson.)

SALE REAL ESTATE BY EXECUTORS AND ADMINISTRATORS AND GUARDIANS

An Act to amend and re-enact Section 29, of Chapter 120 of the Session Laws of 1925, relating to the procedure in county courts for the sale of real estate by executors, administrators, and guardians.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That Section 29 of Chapter 120, of the Session Laws of 1925 is hereby amended and re-enacted to read as follows:

§ 29. WHAT THE ORDER OF SALE MUST CONTAIN.] The order of sale must describe the lands to be sold, and the terms of sale, which may be cash, or not less than one-fifth cash, and the balance on a credit not exceeding five years, payable in gross or installments with interest, as the court may direct. The land may be sold in one parcel or in subdivisions, as the executor or administrator shall judge most beneficial to the estate, unless the court otherwise specially directs. If it appears that any part of such real estate has been devised and not charged in such devise with the payment of debts or legacies, the court must order the remainder to be sold before that so devised.

Approved February 25, 1929.