

Probate Code.

CHAPTER 107.

CLAIMS.

AN ACT to Amend Section 140, of Chapter Six, of the Probate Code.

Be it enacted by the Legislative Assembly of the Territory of Dakota:

§ 1. FORECLOSURE OF MORTGAGES UPON REAL PROPERTY OF DECEDENTS.] That section 140 of chapter six of the Probate Code be and the same is hereby amended by adding thereto the following proviso: *Provided further:* That nothing in this section nor in this act contained, shall be construed to prohibit the right or limit the time of foreclosure of mortgages upon real property of decedents, whether heretofore or hereafter executed, but every such mortgage may be foreclosed within the time and in the mode prescribed by the Code of Civil Procedure, except that no balance of the debt secured by such mortgage remaining unpaid after foreclosure shall be a claim against the estate, unless such debt was presented as required by this code.

§ 2. All acts and parts of acts contravening the provisions of this act are hereby repealed.

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

Approved, March 1, 1881.

CHAPTER 108.

EXEMPTIONS.

AN ACT to Amend § 128, of Chapter 5, of the Probate Code.

Be it enacted by the Legislative Assembly of the Territory of Dakota :

§ 1. **ADDITIONAL PROPERTY NOT CLASSED AS ASSETS.]** That § 128 of chapter 5 of the Probate Code be amended by adding after division 6 of said section, the following: "7. All household and kitchen furniture, including stoves, beds, bedsteads and bedding," not exceeding one hundred and fifty dollars in value.

§ 2. All acts and parts of acts in conflict with this act are hereby repealed.

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

Approved, March 3d, 1881.

Probate Court.

CHAPTER 109.

FEES.

AN ACT to Repeal Section 14, of Chapter 39, of the Political Code.

Be it enacted by the Legislative Assembly of the Territory of Dakota:

§ 1. **CONCERNING MAXIMUM FEES.]** That section 14 of chapter 39 of the Political Code be and the same is hereby repealed.

§ 2. This act shall take effect and be in force from and after its passage and approval.

Approved, February 16, 1881.