

11. Lands sought to be acquired by the State or any duly authorized and designated state official or board, which lands must necessarily be flooded in widening or raising the waters of any body or stream of navigable or public water in the State of North Dakota.

Approved March 11, 1931.

EXECUTORS AND ADMINISTRATORS

CHAPTER 144

(S. B. No. 39—Whitman.)

PARTITION OF ESTATES

An Act to amend and re-enact Section 8852 of the Compiled Laws of North Dakota for 1913.

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

§ 1. AMENDMENT.] Section 8852 of the Compiled Laws of North Dakota for 1913, is hereby amended and re-enacted to read as follows:

“§ 8852. PARTITION MAY BE MADE.] Partition or distribution of the real and personal estate may be made as provided in this Chapter, although some of the original heirs, legatees or devisees may have conveyed their share to other persons and such shares must be assigned to the persons holding the same, in the same manner as they otherwise would have been, to such heirs, legatees or devisees.”

Approved March 6, 1931.

CHAPTER 145

(H. B. No. 97—Martin of Bottineau)

RENEWAL CHATTEL MORTGAGES, ETC., BY EXECUTORS, ADMINISTRATORS AND GUARDIANS

An Act to authorize executors, administrators and guardians of estates of incompetent persons to execute renewals of chattel mortgages and notes secured thereby and providing for foreclosure thereof.

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

§ 1. The County Court having jurisdiction may, without service of citation or notice, upon the verified petition of an administrator, executor or guardian of estate of incompetent person, order such administrator, executor or guardian to execute a mortgage or mortgages upon all of that part of the personal property of a decedent which was included in a valid mortgage in existence at the time of the death of such decedent, and to execute a renewal promissory note or notes for the indebtedness secured thereby, the due date of which shall

be not more than twelve months from and after the date of such renewal or renewals. Such renewal chattel mortgage or mortgages may be foreclosed in the manner now otherwise provided by law.

§ 2. All acts or parts of acts in conflict herewith are hereby repealed.

Approved March 7, 1931.

FEEBLE MINDED

CHAPTER 146

(S. B. No. 40—Whitman.)

DISPOSITION NON-RESIDENT FEEBLE MINDED

An Act defining a feeble minded person and providing for his removal from this state.

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

§ 1. DEFINITION.] The term "feeble-minded person" in this Act, means any person, minor or adult, other than an insane person, who is so mentally defective as to be incapable of managing himself and his affairs, and to require supervision, control and care for his own, or the public's welfare.

§ 2. DISPOSITION OF NON-RESIDENT FEEBLE-MINDED PERSON.] Whenever any person shall be found by the Commissioner of Insanity to be a feeble-minded person and such person has no legal residence within this state, such person shall be sent, at the expense of the State, by the Commissioners of Insanity, to the place and State where such person belongs and if such feeble-minded person has a guardian, in another state, such feeble-minded person shall be returned to the custody of such guardian and it shall be the duty of the Commissioners of Insanity to ascertain the place where such feeble-minded person belongs, when the same can be conveniently done and the Sheriff of the County shall convey such feeble-minded person to the place where he belongs and he shall be allowed his actual expenses therefor, which shall be paid out of the State Treasury.

Approved March 6, 1931.