

SUCCESSION AND WILLS

CHAPTER 308

S. B. No. 84
(Judiciary Committee)

ORDER OF SUCCESSION TO PROPERTY

AN ACT

To amend and reenact subdivisions a, b, and d of subsection 2 of section 56-0104 of the North Dakota Revised Code of 1943, relating to the order of succession to property.

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

§ 1. AMENDMENT.) Subdivision a of subsection 2 of section 56-0104 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

a. No issue, and the estate does not exceed in value the sum of twenty-five thousand dollars, all the estate goes to the surviving husband or wife;

§ 2. AMENDMENT.) Subdivision b of subsection 2 of section 56-0104 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

b. No issue, and the estate exceeds in value the sum of twenty-five thousand dollars, all of the estate in excess in value of such sum goes, one-half to the surviving husband or wife, and the other one-half to the decedent's father and mother in equal shares, and, if either is dead, to the survivor;

§ 3. AMENDMENT.) Subdivision d of subsection 2 of section 56-0104 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

d. No issue, and both the father and mother are dead, and the estate exceeds in value the sum of fifty thousand dollars, all of the estate in excess of such sum in value goes, one-half thereof to the surviving husband or wife, and if the decedent leaves brothers or sisters or children of deceased brothers or sisters, then the other one-half thereof goes in equal shares to the brothers or sisters of decedent and to the children of any deceased brother or sister by right of representation.

Approved March 6, 1953.