

CHAPTER 32.

AN ACT

[H. B. 74]

To provide for the administration of small estates.

Be it enacted by the Legislature of the Territory of Alaska:

Estate under
\$500 Notice to
Creditors may
be posted.

Section 1. If in the administration of the estate of any deceased person in the Territory of Alaska the appraisal of the property shall show the value of all of the property of the estate to be less than five hundred dollars (\$500.00) the Commissioner may in his discretion order that no notice to creditors be published as is required by law generally in the administration of estates of deceased persons, and the Commissioner may order that the notices to creditors be posted instead in three (3) public places in the precinct in which the estate is so being administered. The notices so posted shall require all persons having claims against the estate to present them to the executor or administrator with proper vouchers within sixty (60) days from date of posting such notices. At any time after the expiration of ten (10) days from the date when the notices to creditors are so posted, if it appears to the Commissioner that the real or personal property, or either, of the estate should be sold for any of the purposes or reasons specified in the law governing the general administration of estates of deceased persons in the Territory of Alaska, the Commissioner, without notice or citation to the heirs, devisees, creditors or other persons interested in the estate, may order that all or any of the property of the estate, including both real and personal property, be sold by the executor or administrator either at private sale or at public auction to the highest and best bidder for cash. The sale of all such property must be reported to and be confirmed by the Court. Notice of any such sale of either real or per-

Contents of
notice.

Commissioners
may order sale
of property
when and how.

Sale of prop-
erty must be
confirmed by
court.

sonal property shall be given by posting notices of such sale, describing the property to be sold and the time, place and conditions of sale, in three (3) public places in the precinct at least twenty (20) days before date of sale. At the expiration of sixty (60) days from the date of posting the notices to creditors, the executor or administrator shall file in court his final report and account with proper vouchers, such report and account to be in the same form and contain the same information as is required by law in case of estates having been valued at more than five hundred dollars (\$500.00). Upon the filing of such report and account the Commissioner shall require that notice of the same be given by posting notices to that effect in three (3) public places in the said precinct, which notices shall also state that at a certain time, not less than ten (10) days after the date of posting the notices, a hearing will be had by said Commissioner upon said final report and account and of any objections thereto, and upon the day appointed the Commissioner shall examine into said final report and account and shall hear all objections thereto and shall give his decision thereon, which shall be final, except in case of appeal.

Notice of sale
how given.

Final Report.

Notice of Re-
port and Ac-
count how
given and
contents.

Hearing.

In the class of estates the administration of which is in this Act provided it shall not be necessary to publish a notice of hearing upon the final report and account of the executor or administrator as is required in other cases. Upon the report of the executor or administrator, showing that the order or decision of the Commissioner on said final report and account has been complied with, the executor or administrator may be discharged and his bond exonerated.

Not necessary
to publish
Notice of
Hearing.

Discharge of
administrator.

Section 2. Whenever any Commissioner shall receive information from any officer or inhabitant of his precinct or otherwise that any persons has died intestate within such precinct leaving an estate therein

subject to administration estimated to be of the value of less than five hundred dollars (\$500.00), and if there be no heir or creditor or other qualified person appearing for administration, within forty (40) days after the date of the death of such intestate, it shall be the duty of such Commissioner to forthwith take charge of the property of the estate of such deceased person, and to make or cause to be made a full and complete inventory of the property of such estate, following as nearly as possible the provisions of the probate law of the Territory in so doing, and file the same in his office, together with an appraisal of said property, which is also to be made as near as possible in accordance with the provisions of the probate law of said Territory, and thereupon said Commissioner shall take charge of and administer the estate in the same manner as if he were appointed administrator of such estate and as is otherwise provided in Section 1 of this Act.

Commissioner
may become
administrator
when.

Procedure by
Commissioner
as adminis-
trator.

It shall not be necessary for such Commissioner in administering an estate hereunder to apply for or take out letters of administration on such estate, except to make and file such inventory and appraisal and to post notices to creditors in the same places and in the same manner as if he were the duly appointed administrator of such estate, and as is provided in Section 1 of this Act; and he shall thereafter have the power and authority and it shall be his duty to receive and receipt for all debts due the said estate and to pay and take receipts for all debts due from such decedent and estate; and generally to do and perform all acts and things which he might be able to do if he were the regularly appointed administrator of said estate; and upon the completion of the administration of such estate, which may be administered in all respects as provided in Section 1 of this Act, he shall distribute the residue of such estate to such persons as may be entitled to share therein, and he shall then file a copy

of his final account in the office of the Clerk of the District Court for the Division wherein the property is situate. And for his services in connection with the administration of such estate the Commissioner shall receive such fees as are allowed by law to compensate the Commissioner and the executor or administrator for the administration of the estate of a deceased person.

Distribution of estate.

Fee for services of Commissioner.

Section 3. Whenever in the course of the administration of an estate under either Section 1 or Section 2 of this Act it becomes evident to the Commissioner that the value of the property of the estate exceeds the sum of five hundred dollars (\$500.00), or in the event that any such estate during the course of administration thereof shall increase in value by the discovery of additional property or otherwise, so that its value shall be more than five hundred dollars, then such estate shall be administered under the General Laws of the Territory of Alaska relating to the estates of deceased persons, and the provisions of this Act shall not further apply thereto.

Provisions of act not to apply to estate found to be of greater value than \$500.

Approved April 27, 1925.

CHAPTER 33.

AN ACT

[H. B. 42]

To suspend Chapter 44 Session Laws of 1921 and authorize a cooperative agreement between the Territory and the United States for investigations and the dissemination of information with a view to improving conditions in the mining, quarrying and metallurgical industries, and to provide for the inspection of mines and the protection of the lives of miners in the Territory of Alaska, for a period of two years from March 31, 1925, and making an appropriation and declaring an emergency.

Be it enacted by the Legislature of the Territory of Alaska:

Section 1. That the provisions and operation of an