

CHANGES

IN THE

General Statutes of 1878,

OF THE

STATE OF MINNESOTA,

EFFECTED BY THE GENERAL LAWS OF THE EXTRA
SESSION OF 1881, AND THE REGULAR
SESSION OF 1883.

Arranged with reference to the Chapter and Section Amended.

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CHAPTER LVII.

FOREIGN EXECUTORS AND ADMINISTRATORS.

*§ 21. **Assignment, release, or discharge of mortgages by.** That any such executor, administrator, or guardian may sign or release and fully discharge of record any judgment or mortgage of lands in this state belonging to the estate or to the minor children represented by him, and may also release and fully discharge any land in this state from the lien of any such judgment or mortgage. (*As amended 1869, c. 63, § 2, and 1881, Ex. Sess. c. 34, § 1.*)

See page 603.

CHAPTER LIX.

GUARDIANS AND WARDS.

INSANE PERSONS AND SPENDTHRIFTS.

*§ 12a. **Inebriates under guardianship may be committed to hospital.** That when any person is or hereafter shall be under guardianship on account of excessive drinking, and a verified petition by the guardian of such person, or by the chairman of the board of county commissioners of the county in which such person resides, or any relative of such person, showing that such person is a proper subject for medical treatment on account of excessive drinking, shall be presented to the probate court appointing such guardian, then such probate court shall cause the person so alleged to be a proper subject for medical treatment to be examined by a jury consisting of three reputable physicians, to ascertain the fact whether said person is a proper subject for medical treatment on account of excessive drinking; and if such person is found to be such proper subject for medical treatment on account of excessive drinking, upon a written certificate of the probate judge, directed by a majority of the jury, the probate judge shall issue duplicate warrants committing such person to the special department for the treatment of inebriates of the second hospital for the insane, in care and custody of the superintendent of said hospital, and shall place the warrants in the hands of the sheriff, or some other suitable person, whom he shall authorize to convey said person, so found to be a proper subject for medical treatment, to said hospital.

Such warrant may be in the following language:

State of Minnesota, }
County of _____, } ss.

To superintendent of second hospital for insane at Rochester, Minnesota: _____ having been, upon examination, found to be a proper subject for medical treatment on account of excessive drinking, you are therefore required to receive _____ into the special department of said hospital for the treatment of inebriates, and keep _____ there until legally discharged.

In witness whereof I have hereunto set my hand and affixed the seal of the probate court this _____ day of _____, 18—.

[Seal]

_____, Judge of Probate.

The duplicate warrant shall be filed in the office of the superintendent, and the original shall be returned with the superintendent's indorsement to the judge of probate and filed in his office: *provided*, that in all cases when the application shall be made as aforesaid by any person other than the guardian, such guardian shall have such reasonable notice of the hearing upon such application as in the judgment of the judge of probate the justice of the case requires. (1883, c. 126, § 1.)

*§ 12b. **How discharged from hospital.** Patients committed under this act may be discharged from the hospital in the same manner as persons committed to the insane hospital. *Id.* § 2.

See page 614.