

No. 408, S.]

[Published June 18, 1957.

CHAPTER 198

AN ACT to amend 316.01 (1) of the statutes, relating to selling, mortgaging or leasing lands of decedents.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

316.01 (1) of the statutes is amended to read:

316.01(1) When the available personal estate of any deceased person shall be insufficient to pay the expenses of administering his estate, and of his funeral, and all his debts, or if the sale of the personal property

would be inimical to the interests of the estate, or if the sale of the real estate would be for the best interests of the estate, or his heirs, his executor or administrator may mortgage, lease or sell his real estate * * * as provided in this chapter. *Lands constituting the homestead may be disposed of under this chapter if all persons having an interest in the homestead consent in writing to the mortgage, lease or sale. The consent of a minor or incompetent is effective only if given by his guardian or guardian ad litem.*

Approved June 12, 1957.
