

No. 409, S.]

[Published June 22, 1957.

**CHAPTER 232**

AN ACT to renumber 238.02; and to create 238.02 (2) of the statutes, relating to the effect of participation in probate of will as constituting election by beneficiary.

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

SECTION 1. 238.02 of the statutes is renumbered 238.02 (1).

SECTION 2. 238.02 (2) of the statutes is created to read:

238.02 (2) Neither the acceptance of a bequest or devise, nor the participation of the legatee or devisee in the probate proceeding, shall con-

stitute an election by him to forego, waive or convey his pre-existing interest or right of survivorship in any property which the will or codicil attempts to bequeath or devise to another person, unless the will or codicil so provides in express terms.

Approved June 18, 1957.

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