

HOUSE . . . . . No. 708.

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[Bill accompanying the petition of Harridon Dunham for legislation relative to notice of the appointment of guardians. Probate and Chancery. Feb. 1.]

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Commonwealth of Massachusetts.

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In the Year One Thousand Nine Hundred and One.

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AN ACT

Relative to Temporary Guardians.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section one of chapter three hun-  
2 dred and forty-five of the acts of the year nine-  
3 teen hundred, is hereby amended by striking out  
4 the words "or without," and adding the words:—  
5 according to the rules of the probate court, — in  
6 the fifth line thereof, so as to read as follows:—  
7 *Section 1.* When by reason of delay in grant-  
8 ing or issuing letters of guardianship of a minor,  
9 insane person or spendthrift, or when for any  
10 other cause the judge of the probate court deems  
11 it expedient to do so, he may at any time and

12 place, and with notice according to the rules of  
13 the probate court, or minor's nomination, appoint  
14 some suitable person to be temporary guardian of  
15 the person and estate of such minor, insane per-  
16 son or spendthrift, with the same powers and  
17 duties and subject to the same provisions of law,  
18 except as otherwise provided herein, which obtain  
19 in the case of guardians. Such temporary guar-  
20 dian shall hold his office until the appointment of  
21 a guardian or until his temporary guardianship is  
22 otherwise terminated according to law; and in  
23 case of an appeal from the decree appointing him  
24 the temporary guardian shall nevertheless proceed  
25 in the execution of his duties until otherwise  
26 ordered by the supreme court of probate. The  
27 judge of the probate court having jurisdiction  
28 may at any time with or without notice remove a  
29 temporary guardian or terminate his trust.

1 SECTION 2. This act shall take effect upon its  
2 passage.