

HOUSE No. 1220

The Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, February 7, 1910.

The committee on Legal Affairs, to whom was referred the petition (with accompanying bill, House, No. 132) of C. P. Sampson and others for legislation to enlarge the equity jurisdiction of the probate court, report the accompanying bill.

For the committee,

D. MANCOVITZ.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Ten.

AN ACT

To enlarge the Equity Jurisdiction of the Probate Court.

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

1 Section five of chapter one hundred and sixty-two of the
2 Revised Laws is hereby amended by inserting after the
3 word "instrument", in the fifth line thereof, the words:
4 — of all matters relative to guardianship and conservator-
5 ship and of all matters relative to the partition of land
6 so far as said probate court has jurisdiction in partition,
7 including sales of land and distribution of the proceeds in
8 partition proceedings, — so as to read as follows:—
9 *Section 5.* The probate court shall have jurisdiction in
10 equity, concurrent with the supreme judicial court and
11 with the superior court, of all cases and matters relative
12 to the administration of the estates of deceased persons, to
13 wills or to trusts which are created by will or other written
14 instrument, of all matters relative to guardianship and
15 conservatorship and of all matters relative to the parti-
16 tion of land so far as said probate court has jurisdiction
17 in partition, including sales of land and distribution of
18 the proceeds in partition proceedings. Such jurisdiction
19 may be exercised upon petition according to the usual
20 course of proceedings in the probate court.