

HOUSE . . . . . No. 61.

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Commonwealth of Massachusetts.

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HOUSE OF REPRESENTATIVES, Feb. 8, 1883.

The Committee on Probate and Chancery, to whom was referred the order as to the expediency of amending section 28 of chapter 139 of the Public Statutes, concerning the limitation of actions against sureties on guardians by extending the time within which, in certain cases, such actions may be brought, report the accompanying Bill.

For the Committee.

JOHN HOPKINS.

## Commonwealth of Massachusetts.

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In the Year One Thousand Eight Hundred and Eighty-three.

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### AN ACT

Relative to Extending the Time within which Suits  
may be Brought Against the Sureties on Guardians'  
Bonds.

*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 twenty-eight of chapter one hundred  
2 and thirty-nine of the Public Statutes is hereby  
3 amended so as to read as follows; that is to say:  
4 No action shall be maintained against the sure-  
5 ties on a bond given by a guardian unless such  
6 action is commenced within four years from the  
7 time of the discharge of the guardian; excepting,  
8 however, if an appeal be taken from any decree  
9 of a probate court, then, in that case, an action  
10 may be maintained against the sureties upon said  
11 bond, if commenced within four years from the  
12 final decree on said appeal; but if at the time of

13 such discharge, or at the time of such final decree,  
14 the person entitled to bring such action is out of  
15 the Commonwealth, the action may be commenced  
16 at any time within four years after his return.

