

## HOUSE....No. 48.

---

### Commonwealth of Massachusetts.

---

HOUSE OF REPRESENTATIVES, February 15, 1858.

The Committee on Matters of Probate and Chancery, to whom was referred the Order of January 22, instructing said Committee to consider the expediency of reporting an additional Act in regard to insolvent estates of deceased persons, providing some mode of determining what claims shall have preference in accordance with chapter 68, section 1, of the Revised Statutes, report the accompanying Bill.

For the Committee,

AMASA NORCROSS.

## Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Fifty-Eight.

### AN ACT

Relating to the proof of Preferred Claims against the Estates of deceased Insolvents.

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

1    SECT. 1.   When the estate of a deceased person is  
2 represented insolvent and any claim is presented to  
3 the executor or administrator thereof as a preferred  
4 debt, which is or may be disputed, he may represent  
5 the matter to the judge of probate by petition, who  
6 after giving notice to the claimant shall decide upon  
7 the claim, saving to any party interested the right of  
8 appeal to the supreme judicial court as in other cases.

1    SECT. 2.   This act shall take effect from and after  
2 its passage.