

SECTION 2. When any party interested in land of which partition is prayed for, is absent from the state, the probate court may, after public notice of the petition, appoint an agent for such absent party, with the same authority now given to agents for absent heirs or devisees by section fifty-two of chapter one hundred and thirty-six of the General Statutes.

Partition of lands; court may appoint agent to represent absent party.

SECTION 3. Section sixty-three of chapter one hundred and thirty-six of the General Statutes is hereby repealed.

Repeal of G. S. 136, § 63.

Approved April 26, 1877.

AN ACT TO AMEND SECTION TWENTY-THREE OF CHAPTER TWO HUNDRED AND THREE OF THE ACTS OF THE YEAR EIGHTEEN HUNDRED AND SEVENTY-SIX, IN RELATION TO THE REPORT OF DEPOSITS IN SAVINGS BANKS AND INSTITUTIONS FOR SAVINGS.

Chap. 159

Be it enacted, &c., as follows:

SECTION 1. Section twenty-three of chapter two hundred and three of the acts of the year eighteen hundred and seventy-six is hereby amended by striking out the word "not" in the thirty-sixth line of said section, so that the clause in which said word occurs shall read as follows, "The number of deposits received, of and exceeding three hundred dollars at one time;"

Deposits in savings banks.

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

Approved April 26, 1877.

AN ACT IN RELATION TO THE ASSESSMENT AND ABATEMENT OF TAXES.

Chap. 160

Be it enacted, &c., as follows:

SECTION 1. The assessors of any city or town, in giving the notice mentioned in section twenty-two of chapter eleven of the General Statutes, may or may not require the inhabitants thereof to include real estate in their lists of property subject to taxation. Unless such requirement is made in said notice, the omission of real estate from the list brought in to the assessors shall not deprive the owner of such real estate of his right to an abatement of the tax thereon: *provided*, he shall file, with his application to the assessors for abatement, a list of the real estate on which the same is claimed, with his estimate of the fair cash value of each parcel thereof, and shall make oath that said list and estimate are true according to his best knowledge and belief.

Assessment and abatement of taxes.

SECTION 2. Section forty-three of said chapter eleven of the General Statutes is hereby amended by inserting

Amendment to G. S. 11, § 43.

therein after the word "proportion" the words, "or upon an assessment of any of his property above its fair cash value."
Approved April 26, 1877.

Chap. 161 AN ACT TO AMEND SECTION FIFTEEN OF CHAPTER TWO HUNDRED AND FOUR OF THE ACTS OF THE YEAR EIGHTEEN HUNDRED AND SEVENTY-SIX RELATING TO SALES OF PUBLIC PROPERTY.

Be it enacted, &c., as follows:

Proceeds of sale of military property may be expended for purchase of other military property.

SECTION 1. Section fifteen of chapter two hundred and four of the acts of the year eighteen hundred and seventy-six is hereby so far amended as to permit the sums derived from the sale of public property inspected and condemned under the provisions of said section, and from the sale of grass from the state camp-ground, to be expended under direction of the governor and council for the purchase of other military property or for the grading and drainage of the state camp-ground and the construction of rifle-pits thereat.

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

Approved April 26, 1877.

Chap. 162 AN ACT TO AMEND AN ACT RELATIVE TO ESTABLISHING "SHADE-TREE AND CEMETERY FUNDS" IN SAVINGS BANKS.

Be it enacted, &c., as follows:

"Shade-tree and Cemetery Funds," 1875, 174.

SECTION 1. The judge of probate, after hearing properly notified, and when in his judgment it is expedient so to do, may authorize any executor, administrator or trustee, holding money or other personal property for any of the purposes mentioned in chapter one hundred and seventy-four of the acts of the year eighteen hundred and seventy-five, to deposit said moneys or the avails arising from said personal property, in any savings bank designated by him, to be held by it in the manner and for the uses and purposes mentioned in said chapter, and upon the trusts upon which said executor, administrator or trustee held it; and upon the deposit of said money and its receipt and acceptance by said bank, the said executor, administrator or trustee shall be discharged from further care and responsibility therefor.

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

Approved April 26, 1877.