

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1841. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1841.

4 Victoria – Chapter 40

An Act to amend the Act in amendment of the Law relating to Wills, Legacies, Executors and Administrators, and for the settlement and distribution of the Estates of Intestates. Passed 26th March 1841.

'Whereas in and by the provisions of an Act made and passed in the third year of the Reign of Her present Majesty, intituled "An Act in amendment of the Law relating to Wills, Legacies, Executors and Administrators, and for the settlement and distribution of the Estates of Intestates," the time allowed for an Executor or Administrator to make application for a licence to sell real estate for the payment of debts is limited to three years after the granting of the Letters Testamentary or of Administration: And whereas it is found necessary to authorize any such application at any time within the period of three years after the passing of such recited Act;'

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That in any case where the Letters Testamentary or of Administration may have been granted before the time of passing the said recited Act, the Executor or Administrator may at any time within the period of three years from the time of passing such recited Act, apply for and receive licence to sell or lease real estate for the payment of debts in like manner in all respects as if such application and licence had been made within the time prescribed by the said recited Act.

II. 'And whereas it is found convenient and necessary to authorize a Justice of the Peace to administer the oath to Appraisers;' Be it therefore enacted, That any Justice of the Peace of the County wherein any Warrant of Appraisement shall be issued pursuant to the directions of the said recited Act, may administer the oath to Appraisers in like manner in all respects as the Surrogate or any person authorized to take affidavits to be read in the Supreme Court is by the twenty eighth section of the said recited Act now authorized to administer.