

of may be made to the judge of probate of either of such counties, and such division shall be made at the courthouse of the county of such judge.

SEC. 2. *Be it further enacted,* That such publications as may be necessary to effect such division shall be made in such newspaper as may be designated by said judge. Publication necessary.

SEC. 3. *Be it further enacted,* That such probate judge shall, upon such division being made, furnish to each party interested, upon application thereof being made and the costs thereof being paid, a certificate, under the seal of his office, of the lots or parcels allotted such party upon such division, and of the book and page in and upon which the proceedings are recorded in his office. The record of such certificate in the proper office of any county in which any part of such property lies or is, shall operate as a notice of its contents. Probate judge to furnish certificates.

SEC. 4. *Be it further enacted,* That the division of such property shall be made in all other respects as is now provided by the statutes of this State for the partition of property and sale of same for distribution among joint tenants or tenants in common. Provided by statute.

Approved March 7, 1876.

No. 126.]

AN ACT

[H. B. 317.]

To authorize the successors of foreign executors, administrators and guardians, acting under authority of former laws of this State, to execute the powers conferred upon their predecessors in office.

SECTION 1. *Be it enacted by the General Assembly of Alabama,* That wherever heretofore any foreign executor, administrator or guardian has been authorized to execute the duties of his office by any law of this State, and has died or otherwise vacated his office, it shall be lawful for his or her successor appointed to said office to proceed and perform the duties imposed upon his predecessor in office, and execute the powers entrusted to his or her said predecessor as fully, as if named in said former act, provided, he or she shall in all respects fully comply with all the conditions, and requirements Powers of foreign executors, &c., conferred upon their successors.