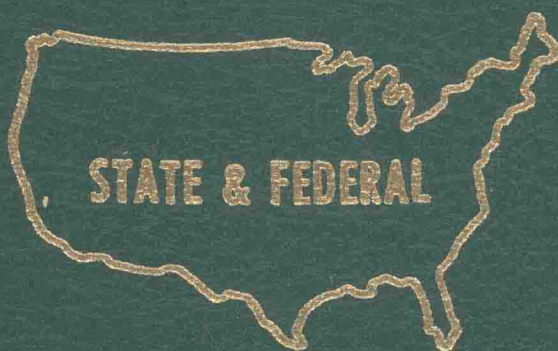


AMERICAN JURISPRUDENCE 2d



EXECUTORS AND
ADMINISTRATORS

EXEMPTIONS

AMERICAN JURISPRUDENCE

SECOND EDITION

A MODERN COMPREHENSIVE TEXT STATEMENT
OF AMERICAN LAW

STATE AND FEDERAL

COMPLETELY REVISED AND REWRITTEN
IN THE LIGHT OF MODERN AUTHORITIES AND DEVELOPMENTS
BY THE EDITORIAL STAFF OF THE PUBLISHERS

VOLUME 31

EXECUTORS AND ADMINISTRATORS
To
EXEMPTIONS

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FOREWORD

More than twenty years have passed since publication of volume 31 Am Jur 2d. In the field of probate or estate practice, a number of important factual issues have arisen, including those involving the manner of calculating legal fees since the invalidation of bar associations' minimum fee schedules, and those involving the dual status of an executor or administrator as the attorney for the estate. These and many other matters of practical concern to the bar are addressed in the new article on **Executors and Administrators**, which has been substantially expanded by the addition of hundreds of modern cases and detailed coverage of relevant provisions of the Uniform Probate Code. Among other things, the new article discusses minimization, avoidance, or modification of probate; appointment, qualification, and tenure; rights, powers, duties, and liabilities of a personal representative; attorneys and agents; assets and their management; presentation and allowance of claims against the estate; compensation of the personal representative; accounting and settlement; distribution of the estate; joint, successor, temporary and special representatives; and ancillary administration.

The article **Exemptions** has taken on renewed importance in recent years as the number of personal and business bankruptcies continues to rise inexorably. Many states have "opted out" of adopting the federal bankruptcy law exemptions and have instead applied their own, thus making an understanding of current statutes as reflected in modern case authority a major necessity. In general, the article discusses both state and federal laws that shield the wages, work tools, pension rights, and other property and benefits of qualified debtors from the claims of various types of creditors.

Each article contains Observations, Cautions, Recommendations, Practice guides, and Form drafting guides providing detailed advice and procedures for evaluating and litigating a claim, as well as Research References to such practice works as Am Jur Proof of Facts and Am Jur Pleading and Practice Forms. A **Table of Statutes and Rules Cited**, a **Table of Parallel References**, and an **Index** to each article will be found in this volume to provide various means of entry into the appropriate area of either topic.

THE PUBLISHERS

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Also consult the index at the end of the volume for detail and for matters not appearing in the earlier edition.

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