

Decree.

Confirm sale.

51. Whenever, upon the petition of any infant or infants, by their guardian or next friend, a decree has been passed or shall hereafter be passed for the sale of the lands, tenements or real estate of said infant or infants, or of his, her or their interest in the same, and a sale thereof has been or shall be made in pursuance of said decree, which said sale has been or shall be confirmed by the court in which such decree was had, and it shall appear that there was a failure to summon said infant or infants, and to have them answer by a guardian appointed by the court by whom the said decree had been passed, it shall and may be lawful for the Circuit Courts of this State, sitting as Courts of Equity, to confirm said sale; and all proceedings had thereon, upon the petition of the guardian or next friend of such infant or infants, or upon the petition of any party having an interest in said sale, and after summoning such infant or infants, and his, her or their appearance by guardian, to be appointed by said courts, and such other proceedings had as required for a decree of sale of infants' real estate; provided, upon a hearing and examination of all the circumstances, it shall appear to said courts that said sale was fairly and *bona fide* made, and that at the date of said decree it was for the benefit and advantage of said infant or infants to sell said lands, tenements and real estate, or for his, her or their interest in the same; and upon the confirmation of said sale, all the proceedings had in pursuance of said decree and in conformity thereto, including the deeds of the trustees there made or thereafter to be made, shall be as valid and binding upon all parties, and shall confer as good title upon the purchasers as if the proceedings upon which the original decree was passed had been in strict conformity to the requirements of law.

Approved March 30, 1868.