

**633.236 Right of surviving spouse to elect to take against will.**

When a married person dies testate as to any part of the person's estate, the surviving spouse shall have the right to elect to take against the will under the provisions of sections 633.237 to 633.246. If the surviving spouse has a conservator, the court may authorize or direct the conservator to elect to take under or against the will as the court deems appropriate under the circumstances.

[C51, § 1407; R60, § 2435; C73, § 2452; C97, § 3376; S13, § 3376; C24, 27, 31, 35, 39, § **12006, 12010**;  
C46, 50, 54, 58, 62, § 636.21, 636.25; C66, 71, 73, 75, 77, 79, 81, § 633.236]

88 Acts, ch 1064, §1