

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1965, Section 97.40, Subdivision 12, is amended to read:

Subd. 12. **Minnows; definition.** "~~Minnows~~" includes ~~chubs, shiners, dace, stonerollers, mudminnows, blunt nose, fat head, and other small fish commonly used for bait which have only one dorsal fin; and suckers and redhorse not over 10 inches in length; and bullheads and perch not over seven inches in length; all members of the minnow family (Cyprinidae), except carp and goldfish; mudminnows; all members of the sucker family (Catostomidae) not over 12 inches in length; yellow perch, bullheads, tullibees, herring, whitefish, goldeyes and mooneyes not over seven inches in length.~~

Approved May 4, 1967.

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#### CHAPTER 317—S. F. No. 725

*An act relating to probate courts, judges and procedures; amending Minnesota Statutes 1965, Sections 525.041, 525.06, and 525.08; repealing Minnesota Statutes 1965, Section 526.12.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1965, Section 525.041, is amended to read:

**525.041 Probate courts; judges and procedures; written decision shall be filed within 90 days; mandatory.** The decision of every issue of law or fact shall be in writing and shall be filed within 90 days after submission unless prevented by illness or casualty. ~~This provision shall be construed as mandatory; and the county auditor shall not sign or issue a warrant for the salary of the judge; or any instalment thereof, unless the voucher for such warrant is accompanied by an affidavit of the judge that all matters submitted to him for decision 90 days or more prior to the filing of such affidavit have been decided as herein required; unless a decision has been prevented by illness or casualty in which case the reasons for delay shall be specifically stated.~~

Upon the filing of any appealable order, judgment, or decree, except in uncontested matters or where the final decision was announced at the hearing, the court shall give notice by mail of such filing to each party, or his attorney, who appeared of record at the hearing.

**Changes or additions indicated by italics, deletions by strikeout.**

Sec. 2. Minnesota Statutes 1965, Section 525.06, is amended to read:

525.06 **Annual assemblage; rules.** The judges of the probate courts shall assemble ~~at the capitol on the second Wednesday after January 1st of each year at ten o'clock in the forenoon or at such other place~~ *places* and ~~time~~ *times* as may ~~have been~~ *be* designated by the probate judges' according to rule governing their meetings at the preceding assemblage, and any ~~20~~ *30* of them shall constitute a quorum; *except where rules are adopted, revised, or amended, the quorum shall be 44.* When so assembled such judges shall formulate and adopt rules and make such revision and amendment thereof as they may deem expedient conformably to law, and the same shall take effect from and after the publication thereof as directed by them. Such rules shall govern all the probate courts of this state, but, in furtherance of justice, the court may relax or modify them or relieve a party from the effect thereof on such terms as may be just. The reasonable expenses of the judges attending such meetings shall be paid by their respective counties.

Sec. 3. Minnesota Statutes 1965, Section 525.08 is amended to read:

525.08 **Salaries.** The salaries of the judges, referees, clerks, reporters, and employees shall be as provided by law, but the salaries of the clerks and employees shall be fixed by the judge within the limits provided by law; ~~notwithstanding the provisions of Laws 1935, Chapter 72, Section 196 budget approved by the board of county commissioners, subject to the provisions of Minnesota Statutes, Section 382.265.~~

Sec. 4. *Minnesota Statutes 1965, Section 526.12, is repealed.*

Approved May 5, 1967.

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#### CHAPTER 318—S. F. No. 1035

*An act relating to the railroad and warehouse commission; providing for licenses, bonds and annual reports of local grain warehouses and grain buyers; amending Minnesota Statutes 1965, Sections 223.12, Subdivision 1; 232.01; 232.02, Subdivisions 1, 2, and 3; 232.06, Subdivisions 1, 2; 232.07; 232.09; 232.12; 232.13; 232.14; 232.18; 236.02; and 236.07.*

Be it enacted by the Legislature of the State of Minnesota:

**Changes or additions indicated by italics, deletions by strikeout.**