

"8894. If upon the date set for the hearing it shall appear to the probate court that all of the property left by said deceased is exempt *from the payment of debts*, the probate court may in case there be a will, admit the same to probate, and *make a decree distributing said property to the heirs or legatees and devisees of said deceased, and such further order providing for the payment of the expenses of administration as may be necessary in the premises.*"

Approved April 20, 1927.

CHAPTER 336—S. F. No. 757.

An act to amend General Statutes, 1923, Section 3434, relating to the limitation of expenses of cooperative and assessment life and casualty insurance companies.

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

Section 1. **Limitation on expenses.**—That General Statutes, 1923, Section 3434, be and the same hereby is amended to read as follows:

"3434. No such company transacting the business of casualty or health insurance in this state shall incur, lay out or expend, in any one calendar year, as and for the expenses of conducting such business more than its application or membership fees and forty (40) per cent of its total premiums or assessments.

Provided, however, that when any such company shall have on deposit with the Insurance Commissioner of this state a reserve of twenty-five thousand dollars (\$25,000.00) as provided by law, then and thereafter the said company may expend in addition to the forty (40) per cent, the interest earnings on the said reserve fund and the interest on any additional surplus funds it may accumulate.

Any officer of any corporation violating or consenting to the violation of this, or the preceding section, shall be guilty of a gross misdemeanor."

Approved April 20, 1927.

CHAPTER 337—S. F. No. 848.

An act to amend Sections 210 and 211, General Statutes 1923, relating to the retirement of judges of the district court and judges of the supreme court and commissioners of the supreme court and providing compensation for such judges and commissioners.

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

Section 1. Retirement of Judges and Commissioners of the Supreme Court.—That Section 211, General Statutes, 1923, be amended so as to read as follows:

“211. When a judge or commissioner of the supreme court shall be retired under the provisions of Section 210, General Statutes, 1923, he shall receive the compensation allotted to his office for the remainder of his said term, or, if then past *seventy* years of age, having served as a judge of the district court and as a judge of the supreme court, or either, continually for more than *twenty-five* years, he shall receive one-half of the compensation allotted to his office at the time of such retirement for the remainder of his life, to be paid at the time, and in the manner provided by law.”

Sec. 2. Retirement of Judges of District Court.—That Section 210, General Statutes 1923, be amended so as to read as follows:

“210. Whenever a judge of the supreme court or a commissioner of the supreme court or a judge of the district court in this state shall become incapacitated physically or mentally from performing his judicial duties during the remainder of his term of office and shall make a written application to the governor for his retirement, setting forth the nature and extent of such disability, the governor shall make such investigation as he shall deem advisable and if he shall thereby determine that such disability exists, and the public service is suffering and will continue to suffer by reason of such disability, he shall thereupon by written order, to be filed in the office of the secretary of state, direct the retirement of such judge for the unexpired portion of the term for which such judge was elected, which retirement, shall create a vacancy in said office, which shall be filled by appointment, as provided by law.

Provided, that when the disability is mental and to an extent that renders such judge incompetent to make such application, the same may be made by the legally appointed guardian of such judge.”

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 20, 1927.

CHAPTER 338—S. F. No. 910.

An act amending Section 1, Chapter 271, General Laws 1921, relating to state aid to certain school districts.

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