

such offices. The said Board shall furnish the said Abstract Clerk with all books, stationery, letterheads, envelopes, telephone service, office equipment and supplies necessary for the discharge of his duties.

**Sec. 6. Bonds.** The County Abstract Clerk shall before entering upon his duties, give bond to the County at County expense in the penal sum of \$5,000.00, to be approved by the County Board, conditioned that he will faithfully discharge the duties of his office, and shall give bond to the public, in the penal sum of \$10,000.00, at his own expense, to be approved by the County Board, conditioned that he shall pay all damages suffered by anyone through any error or deficiency in any Abstract of Title or Registered Property Report issued by his office.

**Sec. 7. Vacancies; appointment.** Vacancies in the office of County Abstract Clerk, for whatever cause, shall be filled by appointment by the Board of County Commissioners of any such county. The person so appointed shall give the bond and take the oath required by law, and shall hold for the remainder of the unexpired term, and until his successor qualifies.

**Sec. 8. Severable.** If any provision of this act is held invalid, such invalidity shall not affect other provisions of the act which can be given effect without the invalid provision, and to this end the provisions of this act are declared to be severable.

**Sec. 9. Repeal.** Minnesota States 1941, Section 386.38 and any and all acts or parts of acts inconsistent herewith are hereby repealed.

Approved April 23, 1945.

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CHAPTER 562—S. F. No. 1117

*An act relating to the salary of probate judge in certain counties.*

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

**Section 1. Salary of probate judge in certain counties.** In all counties of this state now or hereafter containing not less than nineteen nor more than twenty-one organized town-

ships and having a population of not less than 35,000 nor more than 39,000 inhabitants according to the last federal census and having an assessed valuation exclusive of moneys and credits of not less than \$18,000,000 and not more than \$21,000,000, the annual salary of the judge of probate shall be \$4,500 plus the fees accruing to and collected through said office.

Approved April 23, 1945.

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CHAPTER 563—S. F. No. 1156

*An act relating to district court procedure; amending Minnesota Statutes 1941, Section 545.02*

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

Section 1. Minnesota Statutes 1941, Section 545.02, is amended to read as follows:

545.02. **Motions where noticed and heard.** Motions for judgment on the pleadings may be heard and determined at the regular or special term of the court held in any county of the district, or at any time and place within the district which a judge thereof shall fix. All motions of which notice is required to be given shall be made, *and all default matters shall be heard*, within the judicial district, or at some place in an adjoining district which is nearer, by railway, to the county-seat of the county in which the action is pending than is the residence of the nearest qualified judge of the district of which such county is a part. Orders so made by the judge of another district shall be filed in the county of the venue, with like effect as though made by a judge of the local district. In any county having two special terms of court each month, all motions in actions pending therein shall be made in such county.

Approved April 23, 1945.

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CHAPTER 564—S. F. No. 1161

*An act relating to removal of persons afflicted with tuberculosis to a public sanatorium or hospital; amending Minnesota Statutes 1941, Section 144.44.*