

Members, Board of Grain Appeals (3)	4,100	120
State Librarian	4,100	120
Superintendent, Minnesota Home School for Girls	4,100	120
Superintendent, State Reformatory for Women	4,100	120

In addition to his salary, each department head or other official listed in this section shall be reimbursed for all expenses necessarily incurred by him in the performance of his duties.

Approved April 23, 1955.

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CHAPTER 747—H. F. No. 1435  
[Not Coded]

*An act to provide for the appointment in counties now or hereafter having a population of over 150,000 and an area of over 5,000 square miles, of a referee in probate, prescribing his qualifications, the manner of his appointment and removal, defining his powers and duties, providing for the reference of certain matters to him as such, fixing his term, fixing his compensation and providing for the payment thereof, and providing for offices for such referee.*

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

**Section 1. St. Louis county, clerk of probate court as referee.** The judge of the probate court of any county in this state, now or hereafter having a population in excess of 150,000 inhabitants according to the 1950 federal census and an area in excess of 5,000 square miles, may appoint the clerk of such court to serve in the additional capacity of referee in probate, providing that such clerk so appointed is a resident of such county and an attorney at law duly admitted in this state. He shall hold the office of referee during the pleasure of the judge appointing him. Such appointment shall be in writing and filed in such court. Before entering upon the duties of his office, he shall execute a bond to the state in the amount of \$1,000 approved by the county board and conditioned upon the faithful discharge of his duties. Such bond with the oath of the appointee shall be recorded in the office of the register of deeds and filed in the office of the secretary of state after approval as to form by the attorney general. The premiums on such bond and the expenses of recording and filing shall be paid by the county. An action may be maintained on such bond by any person aggrieved by the violation of the conditions thereof.

**Sec. 2. Compensation as referee.** Such referee shall receive from the county as compensation for his services as referee a salary of \$500 per annum in addition to his compensation as clerk of such court, payable from the general revenue fund of the county not otherwise appropriated, at the same time and in the same manner and subject to the provisions of law applicable to the compensation of the judge. No such referee shall be counsel or attorney in any action or proceeding nor shall he give counsel or advice, nor shall he appear or practice as an attorney in any matter or proceeding before any court of law or equity. The county shall furnish him with a suitable office in the courthouse or in some other suitable place or places designated by the judge. The judge may assign to the referee from the court's clerks and employees such clerical help as may be necessary to enable him properly to discharge his duties.

**Sec. 3. Reference.** After such appointment the judge by order may refer to the referee any matter, cause, or proceeding pending in such court. In all matters so referred the referee shall find and report all finding to the judge. In all matters referred and reported the referee may append his signature to the order or decree of the court; and whenever his signature shall be so appended, it shall constitute conclusive evidence that the matter was referred, heard, and reported in the manner required by law and the order of the court therein, provided that the failure of the referee to append his signature to any such order or decree shall not affect its validity.

**Sec. 4. Delivery to successor.** When the term of office of such referee shall expire or is terminated he shall deliver to his successor or to the judge all books and papers in his possession relating to his office. Upon his failure to do so within five days after demand by his successor or the judge, he shall be guilty of a gross misdemeanor.

**Sec. 5.** If any section or clause or part of this act shall be found invalid, the validity of the remainder shall in no way be affected thereby.

**Sec. 6.** This act shall take effect and be in force from and after May 1, 1955.

Approved April 23, 1955.

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