

Tracy	1,800	2,800
Two Harbors	2,280	
Virginia	6,500	
Waseca	2,622	
Waterville	1,320	
West St. Paul	6,700	
White Bear Lake	6,000	
Willmar	7,200	7,900
Winona	8,000	9,000
Worthington	7,000	

Sec. 2. Laws 1967, Chapter 792, Section 2, Subdivision 8, is amended to read:

Subd. 8. **Salaries.** A judge shall be paid an annual salary of ~~\$17,000~~ \$22,000 in semi-monthly installments out of the treasury of the county of Washington. If a judge dies while in office, the amount of his salary remaining unpaid for the month in which his death occurs shall be paid to his estate.

Approved June 6, 1969.

CHAPTER 1009—H. F. No. 955

[Coded]

An act relating to summary proceedings in decedents' estates; amending Minnesota Statutes 1967, Section 525.51, by adding a subdivision.

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

Section 1. Minnesota Statutes 1967, Section 525.51, is amended by adding a subdivision to read:

*Subd. 4. **Probate; summary proceedings; bond.** Summary proceedings may be had with or without the appointment of a representative. In all summary proceedings wherein no representative is appointed, the court may require the petitioner to file a corporate*

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

surety bond in an amount fixed and approved by the court. The condition of the bond shall be that the petitioner has made a full, true, and correct disclosure of all the facts related in the petition and will perform the terms of the decree issued pursuant thereto. Any interested party suffering damages as a result of misrepresentation or negligence of the petitioner in stating facts in the petition pursuant to which an improper decree is issued, or the terms of the decree are not performed by the petitioner as required, shall have a cause of action against the petitioner and his surety to recover such damages in the court wherein such proceeding was had which is hereby granted jurisdiction thereof.

Approved June 6, 1969.

CHAPTER 1010—H. F. No. 957

An act relating to the competency of witnesses; amending Minnesota Statutes 1967, Section 595.02.

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

Section 1. Minnesota Statutes 1967, Section 595.02, is amended to read:

595.02 Witnesses; competency. Every person of sufficient understanding, including a party, may testify in any action or proceeding, civil or criminal, in court or before any person who has authority to receive evidence, except as follows:

(1) A husband cannot be examined for or against his wife without her consent, nor a wife for or against her husband without his consent, nor can either, during the marriage or afterwards, without the consent of the other, be examined as to any communication made by one to the other during the marriage. This exception does not apply to a civil action or proceeding by one against the other, nor to a criminal action or proceeding for a crime committed by one against the other *or against a child of either, nor to a criminal action or proceeding in which one is charged with homicide or an attempt to commit homicide and the date of the marriage of the defendant is subsequent to the date of the offense*, nor to an action or proceeding for ~~abandonment and non-support, neglect, dependency, or termination of parental rights of the wife or children by the husband;~~

(2) An attorney cannot, without the consent of his client, be examined as to any communication made by the client to him or his

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