

*with the fire department. The bylaws shall also prescribe the amount of disability relief, which shall not exceed \$10 per day for not more than 100 days for temporary disability, and \$120 per month for the duration of permanent disability. No benefit for disability shall be paid unless the member notifies the secretary of the association of his disability and applies for benefits within 30 days after the disability commences.*

**Sec. 4. Survivors' benefits.** *The association may pay benefits to the surviving spouse and children under 18 years of age of deceased members of the association in the manner and amounts prescribed by its bylaws, subject to the provisions of this section. The widow of a member who dies before his retirement from the fire department shall receive a benefit of not to exceed \$1,000 payable in a lump sum upon the member's death and monthly payments of \$100 from the death of the member until the widow's death or remarriage. The widow of a member who dies following his retirement from the fire department shall receive monthly payments of not to exceed \$100 from the death of the member until the widow's death or remarriage. Each child of a deceased member of the association shall receive monthly payments from the death of the member until the child attains 18 years of age in the amount of not to exceed \$20 per month. The total amount paid to the children of any member shall not exceed \$100 per month.*

**Sec. 3.** *This act is effective upon its approval by the governing body of the village of Edina and compliance with Minnesota Statutes, Section 645.021.*

Approved May 24, 1969.

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CHAPTER 645—H. F. No. 1389

[Coded in Part]

*An act relating to education; state aid and decreased assessed valuation for certain school districts; amending Minnesota Statutes 1967, Section 124.801, by adding a subdivision; and 124.805.*

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

Section 1. Minnesota Statutes 1967, Section 124.801, is amended by adding a subdivision to read:

**Subd. 3. School districts; state aid; variations in assessed valuations.** *Notwithstanding any provision to the contrary, any*

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

*school district which would continue eligibility for state aid by using any year subsequent to 1962 in computing average decline in assessed value may designate such year in place of the year 1962, and employ the year so designated in the computation for the purposes of sections 124.801 and 124.802.*

Sec. 2. Minnesota Statutes 1967, Section 124.805, is amended to read:

**124.805 Changes in district boundaries.** Any auditor's assessed valuation loss *or gain* resulting from changes in school district boundaries shall be removed from the auditor's assessed valuation in the computation made pursuant to section 124.802.

Approved May 24, 1969.

#### CHAPTER 646—H. F. No. 1400

*An act relating to appeals to district court from orders of commission; amending Minnesota Statutes 1967, Section 216.25.*

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

Section 1. Minnesota Statutes 1967, Section 216.25, is amended to read:

**216.25 District courts; appeals from orders of commissions; proceedings; review by supreme court.** The person serving such notice of appeal shall, within ~~five days after the service thereof such~~ *30 day period*, file the same with proof of service, with the clerk of the court to which such appeal is taken; and thereupon the district court shall have jurisdiction over the appeal and the same shall be entered upon the records of the district court and shall be tried therein according to the rules relating to the trial of civil actions so far as the same are applicable. The complainant before the commission, if there was one (otherwise the state of Minnesota), shall be designated as complainant in the district court, and the carrier or warehouseman as defendant. No further pleadings than those filed before the commission shall be necessary. Such findings of fact shall be prima facie evidence of the matters therein stated, and the order shall be prima facie reasonable, and the burden of proof upon all issues raised by the appeal shall be on the appellant. If the court shall determine that the order appealed from is lawful and reasonable, it shall be affirmed and the order enforced as provided by law. If it shall be determined that the order is unlawful or unreasonable, it shall be vacated and set

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