

cretion is stated as sole, absolute or uncontrolled, to satisfy a bequest or transfer within the meaning of the marital deduction provisions of section 2056 of the United States internal revenue code or such cognate provisions of federal law as may hereafter be applicable, such representative, trustee or other fiduciary shall be subject to the general fiduciary obligation of fairness and pursuant thereto shall select assets fairly representative of appreciation or depreciation in the value of all property available on the date or dates of distribution for selection and distribution in satisfaction of such bequest or transfer, unless other language of the will or trust instrument expressly refers to this act and states that it shall not be applicable. This act shall apply to the estates of decedents dying after the effective date of this act, to trusts created after the effective date of this act and to trusts, whenever created, which are revocable after the effective date of this act.

Approved May 25, 1965.

CHAPTER 766—H. F. No. 1015

[Coded]

An act relating to the deduction from salaries or wages of state officers and employees of sums of moneys designated by them for payment to the United Fund; amending Minnesota Statutes 1961, Chapter 15, as amended, by adding a section thereto.

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

Section 1. Minnesota Statutes 1961, Chapter 15, as amended, is amended by adding a section thereto to read:

[15.38] United Fund; payroll deductions. *Subdivision 1. As used in this section, "United Fund" means the organization conducting the single, annual, consolidated effort to secure funds for distribution to agencies engaged in charitable and public health, welfare, and service purposes, which is commonly known as the United Fund, or the organization which serves in place of the United Fund organization in communities where an organization known as the United Fund is not organized.*

Subd. 2. The state auditor, upon the written request of a state officer or employee, may deduct each payroll period from the salary or wages of the officer or employee the amount specified

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

therein for payment to the United Fund, and issue his warrant therefor to the United Fund.

Approved May 25, 1965.

CHAPTER 767—H. F. No. 1096

An act relating to closing of estates in probate wherein the representative is deceased; amending Minnesota Statutes 1961, Section 525.252.

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

Section 1. Minnesota Statutes 1961, Section 525.252, is amended to read:

525.252 Probate proceedings; death of representative, closing of estate. *The executor of an executor shall not administer as such executor on the estate of the first testator. No representative of a deceased representative's estate shall administer the estate of the first decedent except that if the first estate is fully administered, he may be authorized by the court in the county wherein the first administration is venued to distribute and wind up the estate in such manner as that court may direct.*

Approved May 25, 1965.

CHAPTER 768—H. F. No. 1133

[Coded in Part]

An act relating to pest control; providing penalties; amending Minnesota Statutes 1961, Sections 18.021, Subdivision 3; 18.022, Subdivision 1; 18.031; 18.032, as amended; 18.033; 18.034; Chapter 18, as amended, by adding a section; and 100.26.

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

Section 1. Minnesota Statutes 1961, Section 18.021, Subdivision 3, is amended to read:

Subd. 3. **Pest control; destructive or nuisance animals.** *“Rodents” “Destructive or nuisance animals” includes such rodents*

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