

the judge of the district court who presides at the trial, not less than five (5.00) dollars per day nor more than ten (10) dollars per day, and such compensation shall be paid in the same manner as jurors are paid for their services.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 18, 1899.

CHAPTER 27.

S. F. No. 36.

An act to amend section two hundred and fifty-two (252) of chapter forty-six (46) of the general laws of 1889, entitled, "An act to establish a probate code," being section 4665, of general statutes, 1894.

Probate courts; appeals from.

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

SECTION 1. That section two hundred and fifty-two (252) of chapter forty-six (46) of the General Laws of eighteen hundred and eighty-nine (1889), entitled "An act to establish a probate code," being section 4665 of General Statutes 1894, be amended so as to read as follows:

Sec. 4665, G. S. 1894, amended.

"Section 252. An appeal may be taken to the district court from a judgment order or decree of the probate court, in the following cases:

Appeal, when may be taken.

1. An order admitting a will to probate and record, or refusing the same.

2. An order appointing an executor, administrator or guardian, or removing him, or to make such appointment or removal.

3. An order directing or refusing to direct real property to be sold, mortgaged or leased, or confirming or refusing to confirm such sale, mortgaging or leasing.

4. An order allowing any claim of any creditor against the estate in whole or in part to the amount of twenty (20) dollars or more.

5. An order disallowing any claim of any creditor against the estate in whole or in part to the amount of twenty (20) dollars or more.

6. An order or decree by which a legacy or distributive share is allowed or payment thereof directed, or such allowance or direction refused when the amount in controversy exceeds twenty (20) dollars.

7. An order setting apart property, or making an allowance for the widow or child, or refusing the same.

8. An order allowing an account of an executor, administrator or guardian, or refusing to allow the same, when the amount allowed or disallowed exceeds twenty (20) dollars.

9. An order vacating or refusing to vacate a previous order, judgment or decree made and rendered, alleged to have been procured by fraud, misrepresentation, or through surprise or excusable inadvertence or neglect.

10. An order or decree directing or refusing a conveyance of real estate.

11. A final judgment or decree assigning the residue of the estate of a decedent."

SEC. 2. This act shall not affect any action or proceeding in which a final judgment or decree by a probate court has already been made.

SEC. 3. This act shall take affect and be in force from and after its passage.

Approved Feb. 25, 1899.

CHAPTER 28.

S. F. No. 198.

County commissioners,
compensation
of.

An act to provide for the compensation of county commissioners in certain counties.

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

\$1,200 per
year in cer-
tain counties,
how and
when paid.

SECTION 1. That in all counties of this state having a population of two hundred thousand (200,000) or more the county commissioners of such counties shall receive as compensation twelve hundred (1,200) dollars per annum, payable in monthly installments out of the county treasuries of such counties, upon warrants of the county auditors thereof, and which amount shall be in full for all services of such commissioners, including service upon committees and as members of the board of equalization, as well as all traveling expenses incurred within said counties, while performing such services as county commissioners.

SEC. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

SEC. 3. This act shall take affect and be in force from and after its passage.

Approved Feb. 25, 1899.