

exceed a total of fourteen hundred dollars; if the population is thirty-six thousand and less than forty-five thousand, twelve hundred dollars, and such further sum as the county board may allow not to exceed a total of fifteen hundred dollars; if the population is forty-five thousand and less than fifty-five thousand, fifteen hundred dollars, and such further sum as the county board may allow not to exceed a total of two thousand dollars; if the population is fifty-five thousand and less than one hundred thousand, such sum as the county board may allow not to exceed a total of twenty-five hundred dollars per annum. Provided, however, that no sums whatever shall be paid or allowed for clerk hire in excess of the amounts actually paid or due for help employed to perform necessary excess clerical labor in the respective offices of judges of probate as herein before mentioned. *Provided, however, that the Judge of Probate may appeal to the District Court of the county from the amount allowed by the county board for clerk hire to said Judge of Probate within 30 days by filing with the county auditor a notice thereof. The District Court, either in term or vacation and upon eight days notice to the chairman of the county board, shall hear such appeal and summarily determine the amount of compensation, which compensation which the District Court shall so fix shall in no case exceed the maximum allowed by law, as hereinbefore provided.*

*Provided, that this section shall not apply to any county where such salary or clerk hire is fixed by special law or by any law classifying counties otherwise than according to population and assessed valuation alone.*

Approved March 23, 1927.

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#### CHAPTER 64—H. F. No. 565

*An act relating to the taking of Trout, amending General Statutes 1923, Section 5565, as amended by Laws 1925, Chapter 380.*

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

Section 1. Trout—open season—size—limit.—That General Statutes 1923, Section 5565, as amended by Laws 1925, Chapter 380, be and the same hereby is amended so as to read as follows:

"5565. Trout (except lake trout) may be taken by angling and thereafter possessed between April 15th and August 15 following, both days inclusive, except in Lake County and Cook County, wherein such trout may be so taken and possessed between May 25th and September 1st following, both days inclusive. All trout

*caught by angling regardless of size shall be retained in possession. A person may not take to exceed 15 such trout in one day, nor have in possession more than 25 such trout or 20 pounds thereof at any one time. The use of three artificial flies in trout fishing is permitted. Such trout may not be bought or sold at any time. No such trout may be taken by the use or with the aid of artificial light of any kind, including bon fires, automobile headlights and spot lights."*

Approved March 24, 1927.

#### CHAPTER 65—H. F. No. 161

*An act to amend Chapter 164, General Laws 1921, relating to the salary and compensation of the Judge of Probate, Clerks and Assistants, in certain counties fixed; and to legalize certain payments of salary and compensation heretofore made.*

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

**Section 1. Salary of Judge of Probate and assistants.**—That Chapter 164, General Laws 1921, be and the same is hereby amended to read as follows:

"Section 1. That in all counties in this state now or hereafter containing not less than 22 and not more than 25 *organized towns*, (*not intending cities and village*), and which counties now have or hereafter may have a population of not less than 29,000 and not more than 31,000 inhabitants, according to the last preceding federal or state census, the salary and compensation of the Judge of Probate and the assistants, deputies, clerks and other help thereof, and their compensation, shall be as hereinafter provided by this act.

**Sec. 2. Same.**—The salary of the judge of probate of any such county shall be \$3,000.00 per annum. In addition to said salary the actual compensation for clerk hire in the office of said Judge of Probate shall not exceed \$5,000.00 per annum, of which sum \$2,100.00 shall be paid for the salary of the clerk of probate; \$1,500.00 shall be paid for the salary of the deputy clerk of probate; the balance of said sum, \$5,000.00, may be paid for additional clerical and stenographic help upon an application and showing by the Judge of Probate to the county board; all of said salaries shall be paid in equal monthly installments out of the county treasury of such counties upon the warrants of the county auditor.

Provided, however, that any additional clerk hire that is allowed by the county board shall be paid out of the county treasury upon the certificate of the Judge of Probate. Provided further that in case the county board of any county shall refuse to allow such additional clerk hire as may be necessary,