

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

Section 1. Minnesota Statutes 1941, Section 588.02 is hereby amended to read as follows:

588.02. **Power to punish; limitation.** Every court of justice and every judicial officer may punish a contempt by fine or imprisonment, or both; *and in addition thereto, when the contempt involves the wilful disobedience of an order of the court requiring the payment of money for the support or maintenance of a minor child, the court may require the payment of the costs and a reasonable attorney's fee, incurred in the prosecution of such contempt, to be paid by the guilty party;* but, when it is a constructive contempt, it must appear that the right, or remedy of a party to an action or special proceeding was defeated or prejudiced thereby, before the contempt can be punished by imprisonment or by a fine exceeding \$50.00.

Sec. 2. Minnesota Statutes 1941, Section 588.11 is hereby amended to read as follows:

588.11. **Indemnity to injured party.** If any actual loss or injury to a party in an action or special proceeding, prejudicial to his right therein, is caused by such contempt, the court or officer, in addition to the fine or imprisonment imposed therefor, may order the person guilty of the contempt to pay the party aggrieved a sum of money sufficient to indemnify him and satisfy his costs and expenses, *including a reasonable attorney's fee incurred in the prosecution of such contempt,* which order, and the acceptance of money thereunder, shall be a bar to an action for such loss and injury.

Approved April 20, 1945.

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#### CHAPTER 435—H. F. No. 793

*An act authorizing the amendment of the articles of incorporation of any religious, social, fraternal, or charitable corporation so as to provide for perpetual succession.*

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

Section 1. **Amendment to provide for perpetual succession.** Any religious, social, fraternal, or charitable corporations heretofore organized, whose articles of incorporation pro-

vide a fixed period of duration, may by affirmative vote of  $\frac{3}{4}$  of the voting power of the members of stockholders present, and voting in person or by proxy, at any regular meeting or any special meeting duly and regularly called for the purpose, amend its certificate of incorporation so as to provide for perpetual succession at any time.

Sec. 2. **Exception.** This Act shall not apply to any such corporation the charter of which has been declared forfeited by the final judgment of any court of competent jurisdiction of this state, or to any such corporation as to which there is pending any action or proceeding in any of the courts of this state for the forfeiture of its charter, nor shall this Act affect any action or proceeding now pending in any of the courts of this state in relation to any such corporation described in Section 1 of this Act.

Approved April 20, 1945.

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#### CHAPTER 436—H. F. No. 854

*An act relating to the salary and appointment of referees in probate in the office of the judge of probate in each county now or hereafter having a population of 500,000 or more; amending Laws 1943, Chapter 451, Sections 1 and 2.*

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

Section 1. Laws 1943, Chapter 451, Sections 1 and 2 is amended to read as follows:

Section 1. **Salary of referee in probate in certain counties.** In each county now or hereafter having a population of 500,000 or more where the Judge of Probate pursuant to existing statute has heretofore appointed and employed a referee in probate such referee shall hereafter be paid the sum of \$5,300 per annum; and where the Judge of said Probate pursuant to existing statute has heretofore appointed and employed a Clerk of Probate such clerk shall hereafter be paid the sum of \$4200 per annum; and where the Judge of said Probate pursuant to existing statute has heretofore appointed and employed an Inheritance Tax Deputy such Deputy shall hereafter be paid the sum of \$3,500 per annum.

Sec. 2. **Effective date.** This act shall be in force and effect from and after May 1, 1945.

Approved April 20, 1945.