

having served as such judge continually for 25 years, or more, he shall receive one-half of the compensation allotted to his office at the time of such retirement for the remainder of his life, to be paid at the time and in the manner provided by law.

Subd. 2. After a probate judge has attained the age of 70 years or more and has served as such judge continuously for 25 years or more, he may voluntarily retire at the end of his term of office, even though he is not physically or mentally incapacitated from performing the duties of his office, and after he has so retired he shall receive one-half of the compensation allotted to his office at the time of such retirement for the remainder of his life, to be paid at the time and in the manner provided by law for the payment of salaries of probate judges.

Approved April 18, 1949.

CHAPTER 474—S. F. No. 936

An act relating to the regulation by the railroad and warehouse commission of motor vehicle transportation for hire; amending Minnesota Statutes 1945, Section 221.02, Subdivision 8, and Section 221.30.

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

Section 1. Minnesota Statutes 1945, Section 221.02, Subdivision 8, is amended to read :

Subd. 8. **Auto transportation company.** The term "auto transportation company," as used in sections 221.02 to 221.17, means every corporation or person owning, controlling, operating, or managing any motor-propelled vehicle, not usually operated on or over rails, used in the business of transporting persons or property for compensation as common carriers over any public highway in this state between fixed termini or over a regular route; provided, that the term "auto transportation company" shall not include corporations or persons engaged exclusively in the transportation of children to or from school, or any transportation company engaged exclusively in transporting agricultural, horticultural, dairy or

other farm products from the point of production to the primary market, or motor vehicles used exclusively in transporting or delivering dairy products or motor vehicles engaged exclusively in transporting or delivering freight within any city or village in this state or between contiguous villages or cities, or any transportation company engaged in operating taxicabs or hotel buses from a depot to a hotel, or any bona fide cooperative association whose membership is limited to bona fide farmers cooperative associations and who performs transportation and does business only with and for such associations, which business includes substantially other business than merely transportation.

Sec. 2. Minnesota Statutes 1945, Section 221.30, is amended to read:

221.30. Powers of commission to refuse permits. The commission shall have power to refuse to issue a permit as a common carrier or contract carrier to an auto transportation company subject to sections 221.01 to 221.17, and shall have power to refuse to issue a permit to such common carrier and contract carrier if such common or contract carrier is owned in whole or in part, directly, or indirectly, by stock ownership or otherwise, by an auto transportation company subject to sections 221.01 to 221.17. Where such financial interest is found to exist, the commission after hearing may in its discretion cancel any permit issued under sections 221.18 to 221.39. *The commission may issue a permit as a contract carrier to such cooperative associations as are described in Section 1, notwithstanding the number of its hauling contracts and provided that such contract carrier shall be permitted to haul its own property.*

Approved April 18, 1949.

CHAPTER 475—S. F. No. 980

An act relating to non-intoxicating and intoxicating malt liquors; amending Minnesota Statutes 1945, sections 340.02, subdivision 8, as amended, and 340.405.

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