

1889 North Dakota Session Laws.pdf/155



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and that all causes in probate commenced prior to the taking effect of this act shall not be effected thereby.

§ 2. PROVISION FOR CLERK HIRE.] In all counties having a population of 15,000 inhabitants, there shall be allowed and paid to the judge of the county court thereof, as clerk hire, the sum of six hundred (600) dollars per annum, and in counties having a greater population than 15,000 inhabitants then an additional sum of fifty (50) dollars per annum for each additional 1,000 inhabitants or fraction thereof, and such other and further sum as may be necessary for the proper transaction of the business of such county court, the sum to be paid in the same manner as the salary of the county judge.

§ 3. POPULATION, HOW DETERMINED.] The county auditor or county clerk shall determine the population of his respective county by multiplying by five the total vote cast in the last general election of county officers prior to the year in which said salary is to be paid: the result shall be taken as the population of such county.

§ 4. How COUNTY TREASURER TO BE REIMBURSED.] For the purpose of reimbursing the county treasurer for the salaries provided in the foregoing sections to be paid to the judges of the county courts, each petition for letters testamentary, administration or of

guardianship, before filing the same in the county court, shall pay or cause to be paid into the county treasury, for the use and benefit of the county in whose county court proceedings are to be instituted to settle the estate of any deceased person or for the appointment of a guardian, the following sums, according to the value of the estate of such deceased person or of such ward, as appears by the sworn statement in the petition of such applicant, that is to say: Five (5) dollars when the value of such estate does not exceed the sum of five hundred (500) dollars; ten (10) dollars when the value of such estate does not exceed the sum of \$1,500; fifteen (15) dollars when the value of such estate does not exceed \$2,500; twenty (20) dollars when the value of such estate does not exceed \$5,000, but does exceed \$2,500; twenty-five (25) dollars when the value of such estate exceeds the sum of \$5,000, and shall not exceed \$10,000; thirty (30) dollars when such estate exceeds the sum of \$10,000, but not \$15,000; forty (40) dollars when the value of such estate shall exceed the sum of \$15,000, but not of \$20,000; fifty (50) dollars when the value of such estate exceeds the sum of \$20,000, but not of \$25,000, and seventy-five (75) dollars in all cases where the value of such estate shall exceed the sum of \$25,000, and in all cases in addition, all sums necessarily expended in publishing or serving notices required by law. And in the adjudication of all civil and criminal actions the same fees and costs shall be paid as in like actions and matters in the district court, the same to be paid to the judge of the county court, a

record [to] be kept of, and by him turned over to the county treasurer.

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