

for each net. Said board may issue a license to the applicant, who shall be a citizen of the United States of America, which shall not be transferable and shall be good for one (1) fishing season only, permitting the use of so many of said nets at the places indicated in said application as it shall deem for the best interest of the state in the matter, retaining twenty-five (25) dollars for each net so licensed and returning the balance to the applicant.

Fees from licenses to go to state treasury.

All money collected under this act shall be paid into the state treasury, *provided*, that said board of game and fish commissioners shall not issue to any one person, firm or corporation, or to any one for the use or benefit of such applicant, a license to use more than fifty (50) nets during any single fishing season, and whenever any two (2) persons, firms or corporations shall apply for a license to fish in the same locality, the priority of such application shall be determined in such manner as said board may designate. *Provided, further*, that no such license shall be issued authorizing the use of any net or nets in international waters between the first (1st) day of April and the twentieth (20th) day of May during each year, and it shall be unlawful for any person to assist in placing or place any such net during such season."

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

Approved April 11, 1899.

---

## CHAPTER 177.

S. F. No. 555.

County commissioners, compensation of.

*An act to amend section six hundred and sixty-five (665) of the General Statutes of one thousand eight hundred and ninety-four (1894), as amended by chapter one hundred and nine (109) of the General Laws of one thousand eight hundred and ninety-seven (1897), relating to the pay of county commissioners.*

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

Sec. 665, G. S. 1894, amended by C. 109, Laws 1897, amended.

SECTION 1. That section six hundred and sixty-five (665) of the General Statutes of one thousand eight hundred and ninety-four (1894) as amended by chapter one hundred and nine (109) of the General Laws of one thousand eight hundred and ninety-seven (1897) be and the same is hereby amended so that the same shall read as follows:

Sec. 665. The county commissioners shall each receive three (3) dollars per day for each day they are necessarily employed in transacting the county business, and ten cents per mile for every mile necessarily traveled in going to and returning from the meetings of the board or in the discharge of any official duty under the direction of the board, computed by the nearest traveled route, but no commissioner shall receive pay for more than twenty (20) days' attendance at meetings of said board, or mileage for attendance upon more than six (6) sessions in any one (1) official year, nor pay for more than twenty-five (25) days for all his services as commissioner in any one (1) year; and the county auditor, in drawing his warrant upon the county treasurer for the pay and traveling fees prescribed in this section, shall specify upon the face of such warrant the number of days of service and the amount of mileage for which such warrant is issued; and any county auditor who shall issue his warrant for the payment of any amount in excess of the pay and traveling fees prescribed in this section, shall forfeit to the county the amount of such excess, to be deducted from his salary; *provided*, that whenever extra meetings of the board of county commissioners are rendered necessary to protect the property and interests of the county, because of the default, malfeasance or misconduct in office of any county officer, or because of the erection or repair of county buildings, the commissioners may receive mileage and pay for the attendance at so many meetings and so many days as are necessary for said session, in excess of the limits hereinbefore prescribed. The provisions of this act shall not affect the pay and traveling fees of the commissioners of any county where pay and fees are now provided for by a special law regulating the same. *And provided, further*, that the provisions of this act, so far as the same limits the number of days in each year that such commissioners shall draw pay, or fixes the number of sessions for attendance upon which such commissioners shall be entitled to mileage, shall not apply to the commissioners of Otter Tail county. *Provided further*, that the number of days for which said commissioners shall draw pay shall not exceed fifty (50) days in one (1) year. *And provided, further*, that the provisions of this act, so far as the same limit the number of days in each year that such commissioners shall draw pay or fix the number of sessions for attendance upon which such commissioners shall be entitled to mileage, shall not apply to the commissioners of Wright county. *And provided, further*, that the number of days for which said commissioners shall draw pay shall not exceed thirty-five (35) days in any one year. *And provided, further*, that

To receive \$3  
per day com-  
pensation,  
how regulated

the provisions of this act, so far as the same limits the number of days that such commissioners shall draw pay, or fixes the number of sessions for attending upon which such commissioners shall be entitled to mileage shall not apply to counties where the population exceeds twenty-eight thousand inhabitants, which shall be ascertained by the last preceding census. *Provided further*, that the number of days for which any commissioner shall draw pay in any county in this state where the population exceeds twenty-eight thousand inhabitants, which shall be ascertained by the last preceding census, shall not exceed forty (40) days in any one (1) year. *Provided further*, that the provisions of this act shall not affect the pay and traveling fee of the commissioners of any county where pay and fees are now provided for by a special law regulating the same. *Provided further*, that in any county in which the duty of building and keeping in repair the public bridges of such county is imposed by a special law upon the county commissioners of such county, such commissioners may severally draw pay for all services actually performed as such commissioners for not exceeding fifty (50) days in any one (1) year. *Provided further*, that if any commissioner district contains a city of more than five thousand (5,000) inhabitants, the compensation of the commissioner for such district shall be such sum as may be fixed at the first meeting of the board of county commissioners in each year, and shall not exceed the sum of two hundred and fifty (250) dollars per year. *Provided further*, that in all counties of this state, wherein the actual assessed valuation of all real and personal property is more than ten million (10,000,000) dollars and does not exceed twenty million (20,000,000) dollars each of the county commissioners of such county, except the chairman of the board of county commissioners, shall be entitled to receive pay for not exceeding sixty (60) days' service as such commissioner each year, and that the chairman of the said board of county commissioners shall be entitled to receive pay for not exceeding seventy (70) days in each year. *Provided*, that the provisions hereof granting pay for not exceeding sixty (60) days to each of the county commissioners, except the chairman, and for not exceeding seventy (70) days for said chairman, shall only apply to counties in this state having said assessed valuation as aforesaid, wherein the boards of county commissioners, either by general or special law, are required to look after and superintend the expenditure of any county moneys, voted by them upon the basis of the assessed valuation of the real estate in said county to aid in the repair or construction of roads and bridges in their respective coun-

ties. *And provided, further*, that in any county where county commissioners have done any work or rendered any service in relation to public ditches under the laws of this state, the time so spent shall not be included in the number of days for which they are allowed to draw pay. *Provided further*, that this act shall not apply to the compensation of any county commissioner designated under the special laws to act for any board of county commissioners in relation to the care of the poor at a compensation fixed by law.

SEC. 2. All acts and parts of acts inconsistent with the provisions hereof are hereby repealed.

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

Approved April 14, 1899.

## CHAPTER 178.

S. F. No. 064.

*An act to amend an act entitled, "An act to authorize the burial by the state of the bodies of honorably discharged soldiers, sailors, or marines, who may hereafter die without having sufficient means to defray his funeral expenses," being chapter 150, General Laws of 1887, approved March 2nd, 1887, and being section 8042 of the General Statutes of 1894.*

Discharged soldiers, sailors and marines; burial of.

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

SECTION 1. That section one (1) of chapter one hundred and fifty (150), General Laws of Minnesota for the year eighteen hundred and eighty-seven (1887), approved March second (2nd), eighteen hundred and eighty-seven (1887), be and the same is hereby amended by adding to section one (1) the following:

Sec. 1, C. 150, Laws 1887, amended.

*"Provided, that all of the foregoing provisions of said section shall apply to the body of any honorably discharged soldier, sailor or marine who has served in the army or navy of the United States during the late Spanish war, or as to the body of any soldier, sailor or marine who has died in the service of the United States and whose body has come within the limits of the State of Minnesota for burial; and the provisions of this act shall apply as well to the bodies of those persons who have died prior to its enactment as to those who may die subsequent thereto."*

Application of law to Spanish war.