

CHAPTER CCVI.

AN ACT TO LEGALIZE THE INCORPORATION OF ST. JOHN'S CHURCH,
OF DRYDEN, SIBLEY COUNTY, MINNESOTA.

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

SECTION 1. That the acts and proceedings of the minister and members of the congregation of the German Evangelical Lutheran Church, of the town of Dryden, Sibley county, Minnesota, in incorporating themselves under title four, chapter thirty-four, of the revised statutes of Minnesota, on the 12th day of January, A. D. 1876, is hereby legalized in all respects.

Approved March 3, 1876.

CHAPTER CCVII.

AN ACT TO REGULATE THE SALARY AND FEES OF CERTAIN OFFI-
CERS IN HENNEPIN AND RAMSEY COUNTIES, AND PRESCRIB-
ING THEIR DUTIES.

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

SECTION 1. That the salary, fees and compensation of the officers named in this act, for the counties of Hennepin and Ramsey, for all services now, or hereafter to be required by law, to be by every one of them performed, shall be as hereinafter specified, and no other or greater compensation shall be allowed or paid either as additional compensation or for deputies, clerk hire or otherwise.

SEC. 2. The salary per annum of the following officers of said counties shall be as follows: The auditor of Hennepin county shall receive four thousand and five hundred dollars, the treasurer of Hennepin county shall receive three thousand and five hundred dollars, the auditor of Ramsey county shall receive five thousand dollars, and after the first day of January, 1878, such auditor shall receive four thousand dollars per annum, the treasurer of Ramsey county shall receive four thousand and five hundred dollars, and after the first day of January, 1878, such treasurer shall receive three thousand and five hundred dollars per annum, the abstract clerk of Ramsey county shall receive three thousand and five hundred dollars. *Provided*, The salary of the present auditor of Hennepin county, for the balance of his present term, shall be at the rate of five thousand dollars per annum.

SEC. 3. The fees and compensation of the sheriffs of said counties of Hennepin and Ramsey counties, shall be as follows:

For serving a summons or any process issued by a court of law, one dollar for first defendant served, and fifty cents for each additional.

Traveling in making any service upon any writ or summons, ten cents per mile for going and returning, to be computed from the place where the court is usually held.

Taking and approving a bond, fifty cents.

A certified copy of such bond when requested, ten cents per folio.

Copy of every summons or other paper served by the sheriff when such copy is made by him, ten cents per folio.

Collections on executions when collected without levy or when levied upon personal property, when the same is collected or settled after levy, at the rate of four per centum upon the first two hundred and fifty dollars, and two per centum upon the excess of said sum.

Selling lands on execution or decree and executing certificate or deed, and for all services required in making such sale, the sum of ten dollars.

The fees herein allowed for the service of an execution and for advertising thereon, shall be collected by virtue of such execution in the same manner as sum therein directed to be levied, but when there are several executions against the defendant, at the time of advertising his property, in the hands of the same sheriff, there shall be but one advertisement fee charged on the whole, and the sheriff shall elect on which execution he will receive the same, advertising sale one dollar and the reasonable fees paid to any printer by such sheriff for publishing an advertisement of sale.

Posting three notices of such sale, one dollar and fifty cents.

Every certificate on the sale of real estate, two dollars, which together with the register's fees for recording the same, shall be collected as other fees on execution, but no sheriff shall charge for more than one certificate issued upon the same sale to the same purchaser unless he requires it, in which case he shall pay to said sheriff one dollar for each additional certificate.

Serving a writ of restitution or possession and putting any person entitled into the possession of premises and removing the occupants, three dollars.

Summoning a jury upon a writ of inquiry, attending such jury and making and returning the inquisition, one dollar and fifty cents.

Summoning a special jury struck pursuant to an order of the court and returning the panel, fifty cents for each jury and mileage.

Bringing up a person on *habeas corpus* to testify or answer in any court or with the cause of his arrest or detention, or for the purpose of having him surrendered in exoneration of his bail or attempting to receive a prisoner so surrendered who was not committed at the time and receiving such prisoner into his custody, or for committing a prisoner to jail, or for bringing a prisoner before any court for examination, in either case one dollar, and for traveling the same, mileage as upon service of writs and two dollars per day for attending court with such prisoner.

Summoning grand or petit jurors, twenty-five cents for each juror and ten cents mileage.

Attending court, three dollars per day each for himself and two deputies during jury trials only.

Boarding prisoners, three dollars per week.

Serving subpoena fifty cents for each witness summoned, and mileage as in service of a summons, but when two or more witnesses live in the same direction, mileage shall be charged only for the furthest.

Selling lands on foreclosure of mortgage by advertisement, and executing certificate and deed to purchaser, and for all services required on such sale, three dollars.

Postponing a sale, one dollar, to be paid by party requesting the same.

Making and drafting an inventory of property levied upon, replevied or attached, twenty-five cents for each folio, and for each copy of such inventory, ten cents per folio.

For diligent search and inquiry, and returning summons when parties can not be found, one dollar without regard to number of defendants, and returning execution when no property can be found, one dollar.

Receiving and paying over the money paid on redemption of property and executing certificate therefor, one per cent. of the amount so received and paid, to be collected from the person redeeming such property, but not exceed in any one case fifty dollars.

For all the necessary expense which may be incurred to secure and safely keep all property taken by the sheriff, by virtue of a warrant of attachment, execution or writ of replevin. such sum as may be allowed by the court.

The county commissioners of each of said counties shall allow the sheriff of their respective counties the sum of six hundred dollars per annum as compensation for a watchman or turnkey of the jail, but all bailiffs, deputy sheriff attendant upon court shall be furnished by such sheriff.

The food furnished persons shall be of good substantial quantity and of the variety needed for health, and as shall be regulated by the county commissioners.

SEC. 4. The fees and compensation of the register of deeds of said counties shall be as follows :

For entering, indexing and recording any deed or other instrument, ten cents for each folio, to be paid when the same is left for record.

For every certificate, fifteen cents.

For copies of any records or papers, when required, ten cents for each folio.

For recording any deed or other paper in any other than the English language, twenty cents for each folio.

Every entry of a discharge of mortgage in the margin of the record, ten cents.

Filing every instrument, and making an entry thereof when necessary, ten cents.

Searching for every such paper on request, five cents for every paper examined.

Searching the records, ten cents.

Provided the compensation to the register of deeds of Ramsey county, during his present term, recording instruments or making copies of papers or records, shall be twelve and one-half cents per folio.

SEC. 5. The fees and compensation of the clerks of the district court and court of common pleas of said counties, shall be as follows:

For entering a discontinuance, non-suit or default, ten cents.

Entering every return on writ or order, ten cents for each folio.

For certified copies of orders, the same fees as for entering such orders.

Every report upon an assessment of damages or matter referred to him, ten cents for each folio.

Every certificate, twenty-five cents, but not to be allowed for certifying any paper to be a copy, for the copying of which he shall be paid.

Calling and swearing a jury, fifty cents.

Swearing each witness on trial, ten cents.

And swearing officer to take charge of jury, ten cents.

Entering every recognizance, fifty cents.

Entering every cause in calendar for court, and making a copy thereof for the bar, ten cents.

Receiving and entering a verdict, twenty cents.

Entering every cause or suit in register, twenty-five cents.

Certified copy of the minutes of a trial when requested, ten cents per folio.

Entering every final judgment, thirty cents, and ten cents for each folio exceeding three.

For indexing case in register, ten cents.

For copy of judgment to be attached to judgment roll, ten cents for each folio.

Entering satisfaction of a judgment, ten cents for each judgment debtor.

Drawing a special jury in cause, fifty cents.

For a writ or subpoena when issued by a clerk on request, and sealing the same, twenty-five cents.

Copies and exemplifications of records and of pleadings, ten cents for each folio.

Searching the records or files in his office if a copy is not required, twenty-five cents.

For administering oaths not otherwise provided for herein, twenty-five cents.

Recording credentials of ordination of ministers, and giving certificate of the same, one dollar.

Entering appeal from justice court, twenty-five cents.

Entering a surrender of bail, fifteen cents.

Issuing a commission to take deposition, fifty cents.

Issuing a venire facia, fifty cents.

Certificate of jurors' or witnesses' attendance at court to be paid from county treasury, each five cents.

Entering forfeiture of recognizance, fifteen cents.

Entering discharge of bail, fifteen cents.

For entering a declaration to become a citizen of the United States, twenty-five cents.

For a certified copy of such declaration under the seal of the court, twenty-five cents.

For entering the final admission of an alien to the rights of citizenship, twenty-five cents.

For a certified copy thereof under the seal of the court, twenty-five cents.

For making docket entries of judgment, ten cents for each judgment debtor.

For filing and docketing transcript of judgment from another county or from justice court, when but one judgment debtor, thirty cents, and twenty cents for each additional judgment debtor, in addition to the fees for entering the case.

For docketing and entering the return of and filing execution, twenty-five cents.

For certified copy or transcript of judgment, fifty cents.

For filing papers, five cents each.

For granting license of marriage with the seal affixed thereto, administering the oath to the applicant therefor, recording the certificate of marriage and filing the necessary papers, one dollar and fifty cents. Taxing costs twenty-five cents.

Attendance at court, three dollars per day; when more than one session of court shall be held at the same time, requiring the attendance of the clerk by deputy at one or more of such session, such per diem shall also be allowed for such necessary deputy or deputies.

And no civil action, proceeding or appeal shall be entered in the clerk's office of the said district or common pleas court until the plaintiff, relator or appellant desiring such entry shall deposit with said clerk the sum of one dollar as security for the clerk's fees in such action, proceeding or appeal, and out of which the said clerk shall satisfy the fees due from such party as they accrue, and whenever said sum is exhausted, but not before, the said clerk shall require as a condition of further entries for said party an additional deposit of one dollar for the purpose and application aforesaid, and the same amount in the same condition for the same purpose and application whenever such exhaustion occurs, and any balance remaining after the termination of the action, proceeding or appeal shall be returned to the party depositing the same or to his attorney in the proceeding. This provision shall not apply in cases where the cities of Minneapolis and Saint Paul or the counties of Hennepin and Ramsey are interested, or the state of Minnesota, or to cases when applications are made for judgment for taxes or assessments. And the per diem compensation mentioned herein shall be in full of all compensation fees or allowances in suits or proceedings, when either of said counties or any city or town thereof, or the state is interested; but in all such cases, and in cases of special assessments and tax judgments the fees shall be charged and taxed as now provided by law, and shall be collected and paid into the treasury of the town, city or county entitled thereto.

SEC. 6. This act shall take effect and be in force from and after the first day of May next.

Approved March 3, 1876.