

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

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

Approved March 6, 1877.

CHAPTER 35.

AN ACT TO AMEND SECTION SIXTEEN (16) OF CHAPTER EIGHTY-EIGHT (88) OF THE GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-SIX (1866), RELATING TO ATTORNEYS AT LAW.

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

SECTION 1. That section sixteen (16) of chapter eighty-eight (88) of the General Laws of one thousand eight hundred and sixty-six (1866), be and the same is hereby amended so as to read as follows: Section 16, chapter 88, General Laws of 1866, amended.

When an attorney refuses to deliver over money or papers to a person from or for whom he has received them, in the course of professional employment, whether in an action or not, he may be required by an order of the court in which an action, if any, was prosecuted, or if no action was prosecuted, then by order of the district court of the county in which such attorney resides, or by the supreme court, to do so within a specified time, or show cause why he should not be punished for contempt. Relating to refusal of attorney to pay over moneys.

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

Approved February 26, 1877.

CHAPTER 36.

AN ACT TO AMEND SECTION FIFTY (50), CHAPTER NINETY-FIVE (95), OF THE GENERAL STATUTES, RELATING TO THE BURNING OF PRAIRIE GRASS.

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

SECTION 1. That section fifty (50) of chapter ninety-five (95) of the General Statutes of one thousand eight hundred

Section 50,
chapter 95,
General Stat-
utes, amended.

Appointment
of persons to
burn prairie
grass.

To have full
power and
control.

May order
grass to be
burnt—penalty
if not done.

Fees of super-
intendent.

Fines for set-
ting prairie on
fire contrary to
this law.

Grass on en-
closed land not
to be burnt
without con-
sent.

Where penal-
ties to be
recovered.

When act to
take effect.

and sixty-six (1866), be amended so as to read as follows: The county commissioners of each and every county invaded by grasshoppers within this State, shall, on or before the first (1st) day of April in each and every year, appoint some suitable person whose duty it shall be to superintend the burning of prairie grass in their respective counties, and in no case permit the burning of the same before the fifteenth (15th) day of May in each and every year.

SEC. 2. Such superintendent shall have full power and control over the prairie grass in their respective counties as regards the preservation of the same, and may prohibit the burning of such grass on any prairie or grounds until such times as he shall deem such burning proper and necessary, in conformity with section one (1) of this act.

SEC. 3. Such superintendent may, by verbal or written notice, order the grass upon any piece or parcel of land to be burned by the occupant thereon, or owner thereof, at the time of making such order, and any person or persons owning or occupying such lands who shall neglect or refuse to burn such grass after receiving such notice, shall pay a fine of not more than ten dollars (\$10) nor less than five dollars (\$5).

SEC. 4. The fees of such superintendent shall be fixed by the board of county commissioners of their respective counties; *Provided*, such fees shall not exceed the sum of one hundred dollars (\$100) in each year.

SEC. 5. Whoever wilfully and intentionally or negligently and carelessly sets on fire, or causes to be set on fire, any woods, prairies, or other grounds contrary to the provisions of this act, shall forfeit and pay a fine of not less than ten dollars (\$10) nor more than one hundred dollars (\$100), and in default of the payment of said fine, shall be committed to the county jail for not less than thirty (30) days nor more than three (3) months. *Provided*, that nothing herein shall be so construed as to allow the grass upon enclosed land to be burned, without the consent of the owner or occupant.

SEC. 6. The penalties provided in this act shall be recovered by action before any justice of the peace in the county where such offense is committed, upon complaint of any legal voter thereof.

SEC. 7. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved March 1, 1877.