

## CHAPTER 247.

AN ACT TO SECURE INTEREST ON THE PUBLIC MONEYS OF  
HENNEPIN COUNTY, MINN.

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

SECTION 1. Any bank in Hennepin county, with a capital stock equal to or exceeding twenty-five thousand dollars (\$25,000), which desires to receive on deposit, as provided in this act, a portion of the funds in the hands of the county treasurer, shall, prior to the first (1st) Monday in April, A. D. one thousand eight hundred and seventy-seven (1877), file with the county auditor of said county an application for such deposits, stating that they will furnish good and sufficient bonds, payable to Hennepin county, for double the amount of money likely to be received, and conditional for the safe keeping and payment of the funds so deposited, and that they will pay interest as provided in this act. The application so filed shall be presented to the board of county commissioners, at their April session, and the said board shall then notify the banks applying for deposits of the amount of bonds which will be required of each. The banks shall then execute the said bonds, with three (3) or more sureties, and present them to the board of commissioners for their approval; and all of the said banks which shall furnish acceptable bonds, shall be designated by the said board as depositories for the funds in the county treasury.

SEC. 2. After such designation shall have been made, all the funds, then in the hands of the county treasurer, or thereafter received by him, shall be deposited in the banks designated, in the name of Hennepin county, and subject to the order of the county treasurer; and the funds so deposited shall be distributed, as near as may be, in proportion to the paid up capital stock of the banks receiving such deposits.

SEC. 3. The banks receiving the said funds shall pay interest on the same at the rate of three (3) per cent. per annum on daily balances, which interest shall be computed at the end of each calendar month, and placed to the credit of the county. *Provided, however,* if the county treasurer shall at any time receive or have in bank, funds which will probably remain on deposit three (3) months or longer, instead of leaving such funds deposited in open account, he shall take therefor certificates of deposit, payable to his order on demand, and bearing interest from date, at a rate not less than four (4) per cent. per annum, and at as much greater rate as may be negotiated. *Provided, further,* that the total amount deposited in any one bank (both in open account and on certificates of deposit,) shall not at any one time exceed one-half ( $\frac{1}{2}$ ) of the amount of the bonds of said bank.

SEC. 4. On the first (1st) day of May, A. D. one thousand eight hundred and seventy-seven (1877), and monthly thereafter, the county treasurer shall make a statement of the amount of money deposited as hereinbefore provided, giving the amount deposited in open account, and in interest bearing certificates, which statement shall be submitted to the board of commissioners at their regular sessions, and the treasurer shall also furnish a copy of such statement to any local newspaper applying therefor which will publish the same free of charge as a matter of public interest.

SEC. 5. When the funds in the hands of the county treasurer shall be deposited as hereinbefore provided, such treasurer and his bondsmen shall be exempt from all liability thereon by reason of the loss of any such deposited funds, from the failure, bankruptcy or any other acts of any such bank or bankers, to the extent and amount of such funds in the hands of such bank or bankers at the time of such failure or bankruptcy.

SEC. 6. If all the banks of Hennepin county shall decline to give bonds and receive deposits as provided in this act, or if the bonds offered shall not be of sufficient amount to cover and make secure the deposits to be made, then the county treasurer, with the chairman of the board of county commissioners, shall negotiate such deposit or such part thereof as may be necessary, with any bank or bankers outside of Hennepin county, which will give bonds with sureties satisfactory to the board of commissioners of said county; and in case no such negotiation can be made, then the county treasurer is hereby authorized to deposit the funds of said county in any bank or banks in the State of Minnesota whose capital stock equals or exceeds the sum of fifty thousand dollars (\$50,000), which will receive such deposit and issue therefor interest bearing certificates as hereinbefore stipulated, but the treasurer shall not be exempt from liability on his bond, unless the bank or banks receiving such deposit shall give bonds to the county as provided in this act.

SEC. 7. It is hereby made the duty of the county treasurer to make every endeavor to secure interest on the public funds consistent with their safe deposit as herein provided, and to manage such funds in the interest of the county. But he shall in no case postpone or defer any payments after the same become due, in order to secure additional interest on such funds.

At the close of each official year, the county treasurer shall make a statement of the total amount of interest on public funds received by him during the year, and such interest shall be placed to the credit of the county revenue fund of the county.

SEC. 8. Any bank in Hennepin county newly organized, or which has not before received any of the county funds on deposit, having a capital stock of not less than twenty-five thousand dollars (\$25,000), may at any time make application to the board of county commissioners for a deposit of a portion of the county funds, and if they shall give satisfactory bonds, and comply with the conditions of this act, then the said board shall designate such

bank as a depository for such funds, as provided in section one (1) of this act.

Whenever, from the failure of sureties or other causes, the commissioners shall deem the bonds of any bank insufficient security for the funds therein deposited, the said board shall require a new bond with satisfactory sureties, and if such bank fail to promptly execute and present such new bond, then the commissioners shall notify the treasurer to withdraw the deposit from the said bank, and the treasurer shall thereupon withdraw the same at once, and such bank shall cease to be a depository for the county funds.

SEC. 9. The bonds given by the banks, as provided in this act, shall be so drawn as to continue in force so long as county funds shall be on deposit in the banks issuing said bonds. But the county commissioners shall, at their regular session in the month of March, in each year, examine all the bonds in the hands of the county treasurer, and if any are deemed insufficient, they shall require new bonds to be executed. All the said bonds shall be duly recorded at the expense of the county, in the office of the register of deeds, and shall then be deposited with the county treasurer for safe keeping.

SEC. 10. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved March 5, 1877.

## CHAPTER 248.

AN ACT TO DETACH THE CITY OF ST. PETER, IN THE COUNTY OF NICOLLET, AND STATE OF MINNESOTA, FROM THE TOWNSHIPS OF OSHAWA AND TRAVERSE, IN SAID COUNTY.

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

SECTION 1. That all the territory included within the boundaries of the city of St. Peter, in the county of Nicollet, and State of Minnesota, is hereby detached and separated from the township of Oshawa and the township of Traverse, in said county, so that neither the said town of Oshawa, nor the said town of Traverse, shall have or exercise any jurisdiction, authority or control whatsoever within the limits of said city.