

CHAPTER 257.

[S. F. No. 316.]

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO ESTABLISH THE MINNESOTA REFORMATORY AT ST. CLOUD, MINNESOTA, AND TO PROVIDE FOR THE GOVERNMENT THEREOF," APPROVED MARCH SECOND (2D), EIGHTEEN HUNDRED AND EIGHTY-SEVEN (1887).

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

Pecuniary assistance of prisoners and their families.

SECTION 1. That section nineteen (19) of an act entitled "An act to establish the Minnesota Reformatory at St. Cloud, Minnesota, and to provide for the government thereof," approved March second (21), eighteen hundred and eighty-seven (1887), be and is hereby amended so as to read as follows:

Section 19. It shall be the duty of said board of managers either by the allotment of piece work to the convict and crediting him with all overwork at the current rates which similar labor commands, or in such other mode as may in their discretion seem most desirable, to make such provision for the pecuniary assistance of the prisoner on his discharge, or the support of his family while he is in confinement, as may seem to them proper. And it shall be the duty of said board of managers, either themselves or through some prisoners' aid society to be organized by them, to exercise a supervision over all discharged prisoners with a view to keeping them in paths of honesty.

When act to take effect.

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

Approved April 24, 1889.

CHAPTER 258.

[S. F. No. 183.]

AN ACT RELATING TO THE STATE REFORM SCHOOL

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

Site of the State Reform School in Ramsey county to be platted.

SECTION 1. The board of managers of the state reform school are hereby authorized and required to employ a competent surveyor and cause the lands now occupied as the site of said institution in the county of Ramsey to be surveyed, platted and laid out into lots and blocks with such

intervening and adjacent streets and alleys, and also cause the same to be numbered, named and designated respectively in such manner as they may deem desirable for promoting the sale thereof as herein provided. They shall also cause to be planted at each corner of the entire tract so surveyed and platted, suitable stone or other permanent monuments. The precise location of such monuments and the precise length and width of such lots, and the width and courses of such streets and alleys shall be distinctly specified on such plat. Such lands so platted shall be known and designated by such name as said board may select. The said plat shall contain thereon the certificate of such surveyor to the effect that the same is an accurate plat and survey of the said lands, and a full description by metes and bounds of the same. The said board of managers, or a majority of them, shall also upon said plat certify that they have caused the said lands to be surveyed, platted and laid out into lots, blocks, streets and alleys, and to be numbered, named and designated as on said plat set forth; and that the said lands so platted constitute and shall be known by such name as said board in and by such certificate may select and determine.

SEC. 2. Within ninety (90) days from the approval of this act the said board of managers shall file said plat in the office of the register of deeds of the county of Ramsey; and the said register is hereby authorized to and shall record the same in the public records in his office. And thereafter all conveyances of or references to any part or parts of said lands by lots or blocks, according to such plat, shall for all purposes be a valid and sufficient description of the part or parts of said lands so conveyed or referred to.

Plat to be filed.

SEC. 3. The making and recording of said plat shall be and operate as a dedication for public use as a street or alley of the streets and alleys laid out upon such plat.

Streets and alleys.

SEC. 4. The said board of managers shall also within said ninety (90) days make and deliver to the commissioner of the land office a copy of such plat so certified, together with a statement by them thereto attached of such lots, blocks and intervening or adjacent streets and alleys as they may desire to reserve for the temporary use of said institution, which shall not exceed twenty-three (23) acres in extent.

Certified copy of plat to be delivered to land commissioner.

SEC. 5. The said commissioner shall within five (5) days after the delivery to him of said copy or said plat appoint three (3) disinterested citizens of this state as appraisers of said lands. Said appraisers shall take and subscribe and file with said commissioner an oath or affirmation that they will faithfully and impartially discharge their duties as appraisers according to the best of their ability, and that they are not directly or indirectly interested in any of such lands, and have not entered into any

Appraisers to be appointed—oath.

combination to purchase the same or any part thereof. If any person so appointed as appraiser shall fail to so qualify within five (5) days after his appointment the said commissioner shall forthwith appoint some other citizen in his place, who shall qualify in the manner aforesaid.

Duties of appraisers.

SEC. 6. The said commissioner shall deliver to such appraisers the said copy of said plat; and within ten (10) days thereafter the said appraisers shall view the said lands and appraise each lot and the improvements thereon, if any, (except those so reserved by the board of managers as aforesaid) and make and file with said commissioner their report of such appraisal and return to him the said plat. As compensation for their services the said appraisers shall receive five (5) dollars each per day, to be paid out of the state treasury.

Board of managers may review report appraisers.

SEC. 7. The said board of managers may examine and review the report of said appraisers, and may raise the price of each lot as fixed by said appraisers to such sum as to them may seem just and proper; and shall report any changes so made by them to said commissioner at least ten (10) days before the time fixed for the sale of such lands.

Sale of lots, notice to be given.

SEC. 8. Upon the filing of the report of said appraisers the commissioner shall fix upon a time and place at which he will sell the said lots in said report described, which time shall be within forty (40) days from the filing of such report, and shall give public notice thereof. Such notice shall be so given by publishing the same at least once in each week for four (4) successive weeks in a newspaper published in the city of St. Paul, and also in a newspaper published in the city of Minneapolis. And he is also hereby authorized to give such other and additional publicity to such notice as he may deem desirable. Such notice shall specify the time at which such sale will commence, the succeeding days during which the same will be continued, which shall not be more than three (3) days, a description of the lots to be offered on each day respectively, and a general statement of the terms of sale.

Sale shall be at auction.

SEC. 9. Such sale shall be at auction on said lands in the city of St. Paul, and shall be made by said commissioner or such person or persons as he may authorize for that purpose. It shall commence at the time and on the day in such notice specified, and be continued on the succeeding days therein stated. On each such day the said lots shall be offered for sale in consecutive order, beginning with the smallest numbered lot in the smallest numbered block, and so continuing until all the lots and blocks in such notice advertised to be sold on such day shall be sold or offered for sale. Each lot shall be sold separately, and no lot shall be sold for less than the minimum price thereof as specified in the said report of said appraisers.

SEC. 10. The terms of payment for all lots so sold shall be twenty (20) per cent. of the purchase price thereof at

the time of sale, and interest on the unpaid balance as hereafter stated to June first, (1st) of the ensuing year, and the balance of such purchase price at any time within twenty (20) years from June first, (1), one thousand eight hundred and eighty-nine, (1889), at the option of the purchaser, with interest annually in advance at the rate of not less than six (6) per cent. per annum on such unpaid balance, payable to the state treasurer on or before June first, (1st) in each year.

Terms of sale.

SEC. 11. At the time of the sale of said lots the commissioner shall make out and deliver to the respective purchasers thereof a certificate of purchase, in which he shall certify the description of the lot sold and the price thereof, the consideration paid and to be paid therefor, the rate of interest and the times and terms of payment. Such certificate shall be numbered and made assignable; but no certificate shall be delivered to the purchaser until the sum of money required by this act to be paid at the time of sale is actually paid to the state treasurer. And in case such purchaser fails to pay such sum before the close of such sale on said day the commissioner shall again offer such lot for sale upon such day, but no bid therefor shall be received from the person so failing to pay as aforesaid. Such purchase certificate shall further set forth that in case of the nonpayment of the annual interest due in each year by the purchaser, or any person claiming under him, then the said certificate, from the time of such failure, shall be utterly void, and the said commissioner may take possession of said lot and resell the same as hereafter provided.

Certificates of purchase.

SEC. 12. Certificate of purchase issued pursuant to this act, and any assignments thereof executed and acknowledged in manner as provided by law for the execution and acknowledgement of deeds, shall be recorded in the office of the register of deeds of said Ramsey county in the same manner and with like effect as deeds are therein recorded. Such certificate shall entitle the purchaser therein named, his heirs, and assigns, to the exclusive possession of the land therein described. And the same and the record thereof shall be conclusive evidence of title in such purchaser, his heirs and assigns, for all purposes and against all persons except the state of Minnesota in case of forfeiture as aforesaid.

To be recorded, and have same effect as deeds.

SEC. 13. The governor shall sign and cause to be issued under the seal of the state land office and attested by the commissioner thereof, patents for the lands described in such certificate of purchase whenever the same are presented to him, with the further certificate of said commissioner thereon endorsed that the whole amount of principal and interest specified therein, and all taxes due on said lands, have been paid, and that the holder of such certificate is entitled to such patent. And the governor shall in

Patents to be issued, when.

like manner cause to be issued patents for said land to any purchaser of the right, title and interest of the original purchaser, his heirs or assigns, at any execution, judicial or mortgage sale, or to any person redeeming the same from any such sale, upon presentation to him of the certificate of said commissioner that the whole amount of principal and interest and taxes due thereon has been paid according to law, and that such purchaser at execution or mortgage sale or redemptioner therefrom is entitled to a patent for the land described in such certificate.

SEC. 14. The fee of such lot so sold shall be and remain in the state until patents are issued for the same as aforesaid. And in case of the non-compliance by the purchaser, his heirs and assigns, with the terms of the certificate of purchase and the provisions of law applicable thereto, any and all persons being or continuing in possession of such lands after a failure to comply with the terms of the certificate and provisions of law as aforesaid, without a written permission of said commissioner, shall be deemed and held to detain such land forcibly and without right, and to be trespassers thereon.

SEC. 15. The commissioner shall transmit to the auditor of said Ramsey county a detailed description of the lots sold and the names of the purchasers, and the said auditor shall cause the same to be extended upon the tax duplicate for the purposes of taxation; and all the provisions of law relating to taxes upon school lands sold by said commissioner shall be in force and apply with like effect to the said lands so sold under the provisions of this act.

SEC. 16. In all cases where the rights of a purchaser have become forfeited under the provisions of this act by failing to pay the amount due upon his certificate of purchase, if such purchaser, his heirs or assigns, shall before the time appointed for a resale of said lands as hereinafter provided pay to the state treasurer the amount of interest then due and payable on such certificate, with twelve (12) per cent interest thereon, and all costs which have been incurred in addition thereto, such payment shall operate as a redemption of the rights of such purchaser, his heirs and assigns; and such certificate from the time of such payment shall be in full force and effect as if no forfeiture had occurred.

SEC. 17. In case any of said lots remain unsold at the conclusion of said commissioner's sale the said commissioner shall at any time thereafter whenever requested by said board of managers at any other sale to be by him held sell the same in like manner and upon the same terms as herein provided. Such sale and the payments therefor to be so made and certificates therefor issued upon the same terms and with like effect as though such lots had been sold at auction sale as aforesaid. And the said commissioner may at any time, in case he shall consider that said

Fee to remain
in state until
patents are
issued.

Description of
lots sold, and
names of
purchasers to
be transmitted
to auditor
Ramsey county

Forfeitures.

Lots remaining
unsold.

lands have advanced or depreciated in value since the appraisalment thereof, cause reappraisements to be made from time to time substantially as provided in this act for the first appraisalment thereof.

SEC. 18. The said board of managers may and are hereby authorized to, if in their judgment the interests of said institution are thereby best subserved, sell the said lands as one entire tract or in such tracts or parcels, or lots, or blocks as they may deem desirable at any time before the said commissioner's sale thereof, but no such sale shall be made for less than the minimum price fixed by said appraisers. And if, upon the conclusion of said commissioner's sale any of said lots remain unsold, may sell the same as in this section provided. Said sales may be so made by said board of managers upon such terms and in such manner as they may deem expedient; *provided*, that at least one-half ($\frac{1}{2}$) of the agreed purchase price of the lot, block, tract or parcel so sold shall be paid at the time of such sale. And the said board are hereby authorized to make and deliver to such purchasers such deeds of conveyance thereof in the name of the state as they may deem proper. And they are further hereby authorized to accept for the unpaid balance of the purchase price of any such lot, block, tract or parcel the promissory notes of any such purchasers secured by a first mortgage upon the lands so sold, which notes and mortgage shall be made and run to the said board of managers, and may be by them sold and assigned to any person or persons in such manner and on such terms as they may deem expedient; but no such sale shall be made for less than the face value of such notes with accrued interest. All the proceeds of any such sales shall be paid into the state treasury and credited to said state reform school fund. In the event of any such sale so being made by said board of managers before the said commissioner's sale they shall forthwith notify the said commissioner thereof and the lots sold or embraced in the tracts or parcels so sold shall be withdrawn from said commissioners sale.

Board of managers may sell in one entire tract, or divide as they deem best.

SEC. 19. No action for the recovery of said lands or any part thereof, or for the recovery of the possession of the same founded upon any right, claim or interest therein existing in the plaintiff, or those under or by whom he claims prior to the passage of this act, shall be maintained against any person purchasing such lands, or his heirs or assigns, at any sale herein provided for, unless such action shall be commenced within one year from the passage of this act.

Actions for recovery.

SEC. 20. Whenever the buildings to be erected upon the site purchased for the permanent location of said institution, as herein provided, shall be substantially ready for use and occupancy by said school, the said board of managers may at any time sell the said part of said platted

Reserved lots, when sold.

lands by them reserved, as aforesaid, upon such terms and in such manner, and in lots, tracts or bulk, and at public or private sale, as they may deem expedient. Upon making such sale they shall report the same to said commissioner, who, upon payment to the state treasurer of the amount required by the terms of such sale to be paid at the time thereof, shall issue to the purchaser his certificate of purchase, substantially in accordance with the provisions of section eleven (11) of this act, which certificate shall have the same force and effect, shall be subject to the same conditions and proceedings, and entitle the owner thereof, his heirs and assigns, to a patent for said lands as certificates in said section provided for.

Forfeited lots
to be resold.

SEC. 21. In case any of the said lots, blocks, parcels or tracts of said land, sold as aforesaid, shall in any manner, by reason of default in the payment of the purchase price thereof or interest thereon, become again the property of the state, the same shall be resold in the same manner and with like effect as it was originally sold.

Funds derived
from sale shall
be appropriated
for
purchase of
new site.

SEC. 22. The principal, interest, penalties, and all sums in any manner derived or arising from the sale of said lands, shall be paid into the state treasury, and shall constitute a fund to be known as the Reform School fund; and the same is by this act set aside and appropriated for the purchase of a site for said reform school, in the county of Goodhue, and for the erection and maintenance thereon of suitable necessary buildings, properly furnished and equipped for the use of said institution, and for the support and maintenance of said institution.

SEC. 23. The said board of managers of the state reform school are hereby authorized and required to purchase in the name and for the state of Minnesota, on or before the fifteenth (15th) day of June, A. D., eighteen hundred and eighty-nine (1889), the lands, or so much or such part thereof as they may deem desirable for the use of said institution, situate in the county of Goodhue, and selected as the permanent site for said school, by the commissioners for that purpose, appointed by and acting under chapter two hundred (200) of the general laws of eighteen hundred and eighty-seven (1887), entitled, "An act to remove the state reform school, and to relocate the same," approved March seventh (7th), eighteen hundred and eighty-seven (1887), at such prices and on such terms as they may deem best. *Provided, however,* that the said board of managers may, and they are hereby authorized to, if in their judgment the interests of the state would be subserved thereby, select and purchase other lands situate in said county of Goodhue, and within four miles of the court house in the city of Red Wing, in said county, instead and in the place of the said lands so selected by said commissioners. But, in such case, such selection and purchase, or commencement of condemnation proceedings as hereafter provided, of

such other lands, shall be made on or before June tenth (10th), A.D., eighteen hundred and eighty-nine (1889).

SEC. 24. In the event the said board of managers shall be unable by agreement with the owners thereof to purchase the lands selected or to be selected, as in the preceding section provided, or any part of the same, at such prices as they may deem just and reasonable within the time specified, they shall within four (4) days thereafter determine and designate the lands that it is necessary for the state to acquire for the use of such institution, and which they are unable to acquire by agreement, and forthwith notify the attorney general of their determination and designation as aforesaid. The attorney general shall thereupon institute and prosecute proceedings for the condemnation of the lands so designated under and in accordance with the provisions of chapter thirty-six (36) of the general laws of one thousand eight hundred and seventy-four (1874), and the several acts amendatory thereof.

Condemnation.

SEC. 25. In the event of the condemnation of any lands as herein provided for, the attorney general, upon the delivery to him of the copy of the award of the commissioners appointed by the court in such condemnation proceedings, shall notify the state treasurer of the amounts of said awards and the persons to whom the same are awarded respectively; and the state treasurer shall thereupon charge to and set aside from said reform school fund and hold as security for the respective owners of and persons interested in said lands, double the amount so awarded. Upon the expiration of the time allowed by law for an appeal from the award of said commissioners, and if no appeal shall have been taken therefrom, or if such appeal be taken, then upon the final determination thereof the state treasurer shall pay out of said fund to the several parties entitled thereto the said amounts of said awards or judgments respectively; and the balance, if any, of such amounts set aside as security as aforesaid shall be returned to said fund.

Condemnation, awards, moneys to be set aside.

SEC. 26. The charging to and setting aside from said reform school fund of the amounts aforesaid by the state treasurer shall for all purposes be held and construed to be full and just compensation to the respective owners of and persons interested in the lands so acquired by condemnation. And the said board of managers of said reform school shall thereupon have the right, and are hereby directed to forthwith enter upon, take possession of, and occupy and use said lands for the purposes of said school.

Awards so set aside construed to be full compensation.

SEC. 27. The lands so acquired or purchased shall constitute and be the permanent site for said reform school. As soon as practicable upon such acquisition or purchase thereof the said board of managers shall cause to be erected and made thereon such buildings, structures and other improvements, and furnish, provide for and equip the same

Erection of buildings.

in such manner as they may deem best for the use and purposes of said institution; *provided*, that the total cost thereof shall not exceed the sum of two hundred thousand (200,000) dollars within the next ten (10) years after the passage of this act.

Contracts.

SEC. 28. In the construction upon such site of the buildings for said school the said board of managers are hereby authorized and empowered to make and enter into any and all such contracts relative thereto for and in the name of the state as they may deem expedient; *provided*, that the total amount of liabilities by them so incurred shall never exceed the amount at such times in the state treasury to the credit of said reform school fund. And in purchasing said site the said board of managers may by agreement with the owners thereof provide for the payment of the purchase price of the same at such times and in such installments and on such terms as they may deem expedient.

Revenue may be anticipated.

SEC. 29. For the purpose of acquiring such site for said institution and erecting such buildings and making such other improvements thereon as they may deem desirable, the said board of managers are hereby authorized to at any time anticipate the revenue accruing to said reform school fund from the unpaid purchase price and interest thereon of the lots and lands so sold as aforesaid, by borrowing money upon the credit of such sales and the revenue therefrom; *provided*, that the amounts so borrowed shall not be less than two-thirds ($\frac{2}{3}$) of the then unpaid part of said purchase price, nor shall the interest to be paid upon such loans exceed the rates received by said board on sales of said lands.

Loans how made.

SEC. 30. Whenever the said board of managers shall desire to effect any such loan they shall by resolution determine the total amount of the loan desired, the times when the same and any installments thereof shall become due and be payable respectively, and the maximum rate of interest to be paid annually thereon. A copy of such resolution embraced in a certificate signed by the president and secretary of said board, or any three (3) members thereof, reciting the fact and date of the adoption of such resolution, shall be delivered to and filed with the said commissioner of the land office.

Commissioner shall make certificates to treasurer.

SEC. 31. The said commissioner shall thereupon issue and deliver to the state treasurer certificates which shall contain descriptions of certain of the lots of lands sold as in this act provided, the date of such sale, the total amount of the purchase price thereof, the total amount of the then unpaid part of such purchase price, and the times and terms of the payment thereof, and of the annual interest thereon. Such certificate shall also recite that under and by virtue of this act the said board of managers are authorized to borrow upon such certificate the amount of money to be therein specified with interest thereon at a rate not

exceeding that in said resolution of said board stated, and also that such amount and interest is payable out of the said reform school fund, and that all moneys received as interest upon and in payment of said unpaid part of the purchase price of the lands therein described are by virtue of this act pledged to the payment of the amount so borrowed and the interest thereon; and when received will be set aside in the state treasury for that purpose. Such certificates shall be numbered and shall be issued under the hand of the said commissioner and the seal of his office, and shall be so adjusted that the amount of said unpaid purchase price embraced in each certificate shall not exceed sixteen hundred (1600) dollars.

SEC. 32. The said board of managers shall endorse upon such certificate of said commissioner their certificate signed by them, or a majority of them, as such board, to the effect that they have caused to be borrowed thereon for the use of said institution the amount therein stated, that the same is payable and becomes due at the times respectively and bears interest at the rate therein to be specified, and that the same is payable to the person therein to be named or his order at the office of the state treasurer.

Certificates
endorsed.

SEC. 33. Upon payment to the state treasurer by the person from whom such loan is obtained of the amount in such certificate stated the said treasurer shall insert in such certificate of said board the date thereof and the name of the person to whom the same shall be payable, and shall countersign the same and deliver such certificate to such person. The amount so paid shall be placed to the credit of said reform school fund. And the said treasurer shall make and keep a register of such certificates and any assignment thereof in books to be by him provided for that purpose. If any of said certificates shall not be used as aforesaid within six months after the delivery thereof to him, the said treasurer shall return the same to said commissioner, and the same shall be by him cancelled.

SEC. 34. The certificates of the said commissioner and of the said board of managers may be in substance as follows, to-wit:

COMMISSIONER'S CERTIFICATE.

To all men to whom these presents shall come—greeting:

I, A. B., Commissioner of the land office of the state of Minnesota, as such do hereby certify that under and by virtue of an act of the legislature of the state of Minnesota, approved, and entitled "an act relating to the state reform school," the following described real estate situate in the county of Ramsey, in said state, being part of the lands now owned and occupied by the state as the site of the state reform school, to-wit:

Commissioner's
certificate,
form of.

Lot No., in block No., in (name designated on plat) were on the day of A. D., 18.,

duly sold pursuant to said act; that the total amount of the purchase price thereof was the sum of.....dollars; thrt the total amount of the unpaid part of said purchase price is the sum of.....dollars; that said unpaid part is payable within twenty (20) years from June first (1st), one thousand eight hundred and eighty-nine (1889); and that the rate of interest thereon is six (6) per cent. per annum, payable annually in advance on the first (1st) day of June, in each year.

I do hereby further certify that under and by virtue of the act aforesaid the board of managers of the state reform school are authorized to borrow upon this certificate the sum of.....dollars, with interest thereon at a rate not exceeding....per cent per annum, payable annually; that said amount and interest is so payable by the treasurer of the state of Minnesota out of the reform school fund; and that all moneys received as interest upon or in payment of said unpaid part of the purchase price of the above described lands are by virtue of said act pledged to the payment of the amount borrowed on this certificate and the interest thereon and when received will be set aside in the state treasury for that purpose.

In witness whereof I have hereunto set my hand and affixed the seal of my office at the city of St. Paul thisday of....., A. D. 18....

.....
Commissioner of the land office of the state of Minnesota.

CERTIFICATE OF THE BOARD OF MANAGERS.

Certificate of
board of
managers.

We, the board of managers of the state reform school of the state of Minnesota, do hereby certify that we have caused to be borrowed for the use of the state reform school the sum of.....dollars; that the same is payable in not less than.....years, and not more than.....years from the first (1st) day of July, 18...., at the option of said board, upon giving notice as is in said act provided, and bears interest at the rate of...per cent. per annum from date payable on the first (1st) day of July in each year; and that the said amount and interest is payable as aforesaid toor his order on presentation of this certificate to th state treasurer of the state of Minnesota, at his office in t e city of St. Paul, Minnesota.

Issued and dated this ... day of....., A. D. 18..

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.....
.....

Board of Managers of the State Reform School.
Countersigned and Registered.

.....
State Treasurer.

SEC. 35. Upon the issuance of said certificates as aforesaid the unpaid part of the purchase price therein mentioned and all interest thereon accruing shall be and hereby is pledged for the payment of the amount and interest represented by such certificate; and whenever any money is paid into the state treasury on account of said unpaid purchase price, and the interest thereon, the state treasurer shall set aside and reserve the same for the payment of such certificate and the interest thereon; *Provided*, that the amount so set aside from the interest paid upon such purchase price in any year shall not exceed the amount of interest maturing in such year upon such certificate. And in case of the forfeiture and a resale of any of the lands described in any such certificate as in this act provided, the entire proceeds of such resale are hereby pledged and shall be set aside and reserved for the payment of said certificate and the interest thereon in the same manner and with like effect as in this section provided in reference to the unpaid part of the original purchase price thereof and interest thereon.

Money to be set aside for payment of certificates.

SEC. 36. The state treasurer shall pay such certificates and the annually maturing interest thereon, according to the terms thereof, upon presentation of the same by the owner, out of the said moneys pledged and set aside therefor as aforesaid; and if such money pledged and set aside is not at the time sufficient for that purpose, he shall pay the same, or so much thereof as may be necessary, out of any money belonging to said reform school fund not otherwise pledged or appropriated.

Treasurer to pay out of moneys so set aside.

SEC. 37. Whenever, in the judgment of said board of managers, it may be desirable to pay the principal of any of such certificate which by the terms thereof is payable, and there are moneys to the credit of said reform school fund available for that purpose, they shall notify the state treasurer thereof, and said treasurer shall thereupon call in and redeem such certificate. For this purpose, he shall publish once in each week for three successive weeks, in a newspaper published in the capital of the state, a notice which shall specify the date, number and amount of the certificate so to be redeemed, and shall also state that the interest thereon will cease at the expiration of thirty (30) days from the date of such notice, and also notify the holder thereof by mail, if his post office address be known to such treasurer. Such publication shall be sufficient notice to the owner and holder of such certificate of the said call therefor; and the certificate so called for shall be paid and redeemed by the state treasurer, upon surrender thereof to him, at any time after the date of said notice; but in no event shall such certificate bear any interest from and after the expiration of such thirty (30) days from the date of said notice. Upon the surrender of any such certificate, a

Certificates may be called in by state treasurer, when

aforesaid, the same shall be cancelled by said treasurer, and the pledge of the revenues arising from the sale of the lands therein described shall thereby cease.

State treasurer to turn over funds to board treasurer.

SEC. 38. The state treasurer shall, whenever requested by the board of managers, pay to the treasurer of said board, all moneys in his hands standing to the credit of said reform school fund; *Provided*, that no such payment shall be made so as to impair the charges against said fund in this act set aside as security in condemnation proceedings, aforesaid, until such proceedings are determined, nor the charges against said fund set aside and pledged for the payment of said certificates as aforesaid,

Expense of platting.

SEC. 39. The expenses of platting said lands, recording said plat, and advertising and making the sales aforesaid, shall be paid out of the said reform school fund.

SEC. 40. All acts and parts of acts inconsistent with this act are hereby repealed.

When act to take effect.

SEC. 41. This act shall take effect and be in force from and after its passage.

Approved February 28, 1889.

CHAPTER 259.

[S. F. No. 380.]

AN ACT TO AMEND "AN ACT ENTITLED AN ACT TO CONSOLIDATE THE VARIOUS ACTS RELATING TO THE MINNESOTA STATE REFORM SCHOOL AND TO AMEND THE SAME," APPROVED MARCH THIRD (3RD), EIGHTEEN HUNDRED AND SEVENTY (1870), BEING CHAPTER SEVEN (7) GENERAL LAWS EIGHTEEN HUNDRED AND SEVENTY (1870).

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

SECTION 1. That section seven (7) of chapter seven (7) of the general laws of one thousand eight hundred and seventy (1870) be and the same is hereby amended by adding thereto the following:

Authority to transfer inmates.

The said managers shall have authority to transfer to the care and guardianship of the board of managers of the state reformatory any inmate of the state reform school whose presence is deemed by them to be seriously detrimental to the interests of the institution; or who is deemed by them to be a proper subject for the discipline of the reformatory, rather than the reform school.

Proviso.

Provided, that the board of managers of the said reformatory shall consent to receive him, and such inmate when