

vacation or in term time, and shall show that he has been elected to the office of court commissioner and has duly qualified as such, and shall submit to such examination as to his learning and ability as such judge may direct; *Provided, however,* That such application shall be made within sixty (60) days after the passage of this act; and *Provided, further,* That no proof shall be necessary as to the time and manner of reading law by such applicant.

Proceeding necessary before admission.

SEC. 3. If, upon the examination or otherwise, he is found duly qualified, the judge shall direct an order to be entered by the clerk of said court, substantially as required by section four (4) of Chapter eighty-eight (88) of the General Statutes of one thousand eight hundred and seventy-eight (1878).

SEC. 4. This act shall apply only to the thirteenth (13th) judicial district, and shall take effect and be in force from and after its passage.

Limited to Thirteenth Judicial District.

Approved March 24, 1891.

CHAPTER 36.

[S. F. No. 17.]

AN ACT TO ESTABLISH A UNIFORM STANDARD OF ADMISSION TO THE BAR OF THIS STATE, AND TO PUNISH PERSONS VIOLATING THE PROVISIONS OF THIS ACT.

Admission to the bar.

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

SECTION 1. As soon as possible after the passage and approval of this act the justices of the supreme court of this state shall appoint from the members of the bar of Minnesota, learned in the law, one (1) person from each congressional district, now or hereafter created, to constitute a state board of examiners in law.

State board of examination.

SEC. 2. The term of office of the said board shall be as follows: Three (3) shall be appointed for one (1) year, two (2) shall be appointed for two (2) years, and two (2) shall be appointed for three (3) years, and their successors shall receive their appointment in a like manner for terms of three (3) years each; but in case of a vacancy occurring by death or otherwise there shall be appointed in a like manner a person to serve through the unexpired term of the member to whose place he is appointed.

Term of office

SEC. 3. The said board shall elect a president, secretary and treasurer; shall have its headquarters at the capital of this state; shall have a common seal, and the president and secretary shall have the power to administer oaths. The said board shall, at least three (3) times in each year, hold public examinations for admission to the bar of this state,

Officers—official headquarters.

Public examination.

which examinations shall be both written and oral, in such places in this state as the supreme court shall direct and at such times as the said board shall determine. The said board shall keep a record of all its proceedings and also a record of all applications for admission to the bar; and shall enroll, in a book kept for that purpose, the name of each person admitted as an attorney at law.

Report to the supreme court.

SEC. 4. The said board shall, as soon as practicable thereafter, report the result of all examinations to the supreme court, with such recommendations as to said board shall seem just, and the supreme court shall, after considering said report and said recommendations, enter an order in each case authorizing or directing said board to reject such applicant, or to issue to him a certificate of admission to the bar.

Examination fees, and their use.

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SEC. 5. The said board shall receive from each person applying for examination the sum of ~~five~~ ^{five} dollars (\$5) as a fee therefor, and all fees received by said board shall be deposited with the treasurer of said board and applied toward the expenses and compensation of the respective members of said board. *Say to receive compensation.*

Per diem to examiners.

SEC. 6. There shall be paid out of the treasury of said board to each examiner appointed as aforesaid, a compensation not exceeding ten dollars (\$10) per day, and his actual necessary expenses in going to, holding and returning from any such examination.

Conditions of future admission to the bar.

SEC. 7. No person shall hereafter be admitted to practice as an attorney and counselor at law, or to commence, conduct or defend any action or proceeding in any of the courts of record of this state, in which he is not a party concerned, either by using or subscribing his own name, or the name or names of any other person or persons, unless he has complied with and been admitted under and pursuant to such rules as the supreme court of this state shall prescribe; *Provided*, That the provisions of this act shall not apply to or affect persons admitted to the bar of this state under pre-existing laws.

Law graduates of state university to be admitted on their diplomas.

Provided, That graduates from the law department of the University of Minnesota shall, upon presentation of their diploma from such university to the supreme court or any district court of this state, at any time within two (2) years from the date of such diploma, be entitled to a certificate of admission to the bar, without any examination or fee whatever; and such court shall thereupon enter an order authorizing and directing the clerk of said court to issue to such graduate a certificate of admission to the bar, upon proof satisfactory to said court that such graduate is a citizen of the United States, a citizen and resident of the state of Minnesota, that he is twenty-one (21) years of age, of good moral character, and upon his subscribing such oath as is now provided by statute for persons upon their admission to the bar.

SEC. 8. Any person who shall appear as an attorney or counselor at law in any action or proceeding in any court of record in this state to maintain or defend the same, except in his own behalf when a party thereto, unless he has been admitted to the bar of this state, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than fifty (50) nor more than one hundred (100) dollars, and it shall be the duty of the respective county attorneys in this state to prosecute violations of this act; but the district courts of this state shall have sole original jurisdiction of this offense.

Penalty for any party appearing for another, without having been admitted to the bar.

Provided, That any attorney or counselor residing in any of the other states or territories, wherein he has been admitted to practice law, and who shall attend any term of the supreme or district courts of this state for the purpose of trying or participating in the trial or proceedings of any action or proceeding therein pending, may be permitted to try or participate in the trial or proceedings in such action or proceeding without being subject to the provisions of this act.

Proviso as to attorneys resident in other states.

SEC. 9. Chapter ninety-three (93) of the General Laws of one thousand eight hundred and eighty-nine (1889), and sections three (3), four (4) and eight (8), of Chapter eighty-eight (88), of the General Statutes of one thousand eight hundred and seventy-eight (1878), and Chapter one hundred and four (104) of the General Laws of one thousand eight hundred and eighty-three (1883), are hereby repealed.

Repeal of certain chapters conflicting.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved April 21, 1891.

CHAPTER 37.

[S. F. No. 31.]

AN ACT IN RELATION TO THE ONE THOUSAND EIGHT HUNDRED AND NINETY-ONE (1891) EDITION OF THE GENERAL STATUTES.

Kelly's statutes legalized.

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

SECTION 1. The edition of the General Statutes of one thousand eight hundred and ninety-one (1891), containing the general laws in force January first (1st), one thousand eight hundred and ninety-one (1891), compiled and published by John F. Kelly, of St. Paul, shall be competent evidence of the laws therein contained, in all courts of this state and in all proceedings, without further proof or authentication.

Shall be competent evidence of the laws therein.

Provided, however, That the compiler and publisher shall file with the secretary of state an agreement to furnish the

Limiting the price to the state.