

tion of the report of any such appraisers by the district court aforesaid, the amount of their appraisal and award shall thereupon become a charge against the city, to be paid in the same manner as the award and appraisal of the appraisers appointed by the board of park commissioners would have been paid, had no appeal been taken.

SEC. 7. As soon as the proceedings for acquiring the title to any such tracts, pieces or parcels of land shall have been completed pursuant to the terms hereof, it shall be the duty of the board of park commissioners to make or cause to be made an accurate description of all the lands so acquired, with a statement of the amount of damages awarded and paid therefor, and it shall be certified by the president and secretary of said board under the official seal of said board, and, together with one of the plats hereinbefore required, shall be filed for record in the office of the register of deeds of the county in which the land so taken may be situated, and after such record shall have been accomplished the same shall be filed away in the office of the secretary of said board of park commissioners as a part of the permanent records of said board, and the other of said plats shall be filed with the city engineer of any such city and shall become part of the permanent records of his office.

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

Approved April 4, 1901.

CHAPTER 140.

An act to provide depositories for state funds, and to define the liabilities of state depositories and their surties, and to prescribe the punishment for violations thereof.

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

SECTION 1. There is hereby created a board of deposit, consisting of the state treasurer, state auditor, secretary of state, attorney general and public examiner, three of whom shall constitute a quorum, and said officers are hereby required to perform the duties herein prescribed, as members of said board of deposit, without any extra or additional compensation. The state auditor shall be chairman of said board, and the public examiner secretary thereof, and the records of said board kept by said secretary, or a duly certified copy thereof, shall be

Final act
by park co-
mission.

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Depositor
for state
funds.

Creating
board of
deposit.

prima facie evidence of the matter appearing therein in any court of this state. It shall be the duty of said board of deposit to meet at the call of said chairman at convenient times, and designate such banks within this state as they deem necessary in which the public moneys of this state may be deposited, as in this act provided.

SEC. 2. Every such state depository, before it shall be entitled to receive any money belonging to this state on deposit, shall present to said board of deposit a good and sufficient personal or corporate surety bond, to be approved by said board of deposit, conditioned for the payment upon demand to the treasurer of this state, or to his order free of exchange at any place in this state designated by him, of all moneys belonging to the state deposited with it at any time, while said bond shall be in force, with interest thereon as fixed by law; and if such bond be a personal one there shall be not less than five sureties, who are residents and freeholders of the State of Minnesota, each of whom shall be worth, above his debts and liabilities, in unincumbered property situated within this state, and not exempt from execution not less than five thousand dollars (\$5,000), and said sureties shall together be worth in such unincumbered and unexempt property at least double the amount of the penalty of said bond. Each such surety shall by affidavit endorsed upon said bond show himself to be qualified as a surety herein provided. Said bond when so approved shall be deposited with and safely kept by the state treasurer.

SEC. 3. The state treasurer may in his official name place with any depository so designated, which has complied with all the requirements of this act, any public moneys in his hands or under his official control, not exceeding the limit hereinafter provided, and any money so deposited shall be deemed a deposit by the State of Minnesota, and for the collection thereof the state shall at all times be a preferred creditor both as to said depository and its sureties, and the said state treasurer shall not be further liable for the safe keeping of any such money while so in said depository, nor until the same is restored into his custody in the treasury of said state.

SEC. 4. The amount on deposit at any time with any state depository shall not exceed the amount designated by said board for such depository, nor shall it exceed one-half the penalty of the bond filed in accordance with this act; unless the amount that may be deposited is designated by said board, no deposit shall exceed one-half the paid up capital stock of such depository.

SEC. 5. Said board of deposit shall not approve the bond of any such bank until it shall be fully satisfied that said bond is good and sufficient; that such bank is prosperous and financially sound, and that the capital stock claimed by it is fully paid up and not impaired. And the board of deposit may at any time require any state depository to furnish a new or additional bond, and may at any time revoke their designation and approval of any state depository; and immediately upon such revocation such depository shall cease to be a depository, and the treasurer shall immediately withdraw all public moneys therefrom.

May require new bonds

SEC. 6. Any person who shall give, pay or render or promise to give, pay or render to the state treasurer or any other person having the custody or control of any of the public moneys of this state, any credit, service or benefit whatsoever, except as expressly authorized by law, for the purpose of inducing or in consideration of the deposit, loan or forbearance of any of the public moneys of this state, shall be guilty of the crime of bribery, or an attempt to commit the crime of bribery, and shall be punished therefor as provided by law. And in any prosecution under this section no witness shall be excused from answering any question on the ground that his answer may tend to criminate himself or expose him to prosecution for any crime, but no testimony so given shall in any manner be used against the person so testifying in any other criminal prosecution, except the prosecution for perjury committed in giving such testimony.

Penalty for extending any benefit to treasurer or other person controlling deposits.

SEC. 7. The board of deposit is hereby authorized when by it deemed necessary, to require any state depository having any state money on deposit, or any surety on a bond of such state depository, to furnish a sworn statement of its or his financial condition, and any neglect on the part of such depository or surety to furnish such verified statement within a reasonable time shall constitute a ground for the revocation of the designation and approval of such depository, and if any such depository make any false statement of its financial condition to said board of deposit in response to any such inquiry, or if any surety on the bond of any depository, either in his affidavit or justification on said bond, or in response to any such inquiry by said board, or otherwise, misrepresents or makes any false statement as to his true financial condition and ability, the officers or members of such depository making such false financial statement, or any such surety making such misrepresentation or false statement as to his financial condition, shall each be deemed

Board may require sworn statement of depository or sureties.

Penalty for false statements.

guilty of the crime of fraud in handling the public moneys of this state, and upon conviction thereof shall each be punished by imprisonment in the county jail of the county where any such false statement is made for a period not exceeding one year.

SEC. 8. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 9. This act shall take effect and be in force from and after its passage.

Approved April 4, 1901.

f. No. 634.

CHAPTER 141.

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An act to authorize the settlement and discharge of special assessments for benefits in certain cases, in cities of over fifty thousand inhabitants.

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

SECTION 1. In cities of this state having a population of over fifty thousand (50,000) inhabitants the board of park commissioners of such cities may authorize a settlement and discharge of any special assessment, or any installment of any special assessment, for benefits made on account of the acquisition, establishment or improvement of any park or parkway in such city. Such authorization shall be expressed by resolution of the board, and upon the presentation of a certified copy of such resolution, the city comptroller, city treasurer, county auditor, county treasurer and any and all other officers charged by law with the duty of keeping the records of and collecting such special assessment, shall carry such settlement into effect by accepting the sum authorized by such resolution in full satisfaction of the assessment, or of the installments covered by the resolution; *provided*, that if payment be not made within thirty (30) days after the passage of the resolution, the resolution shall be void. This act shall not apply to any assessment made after the first (1st) day of January, 1894; nor shall the power hereby granted be exercised until such assessment, or some part or installment thereof, shall have been past due and delinquent for the period of at least three (3) years.

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

Approved April 4, 1901.