

than ten thousand (\$10,000) dollars additional before the delivery of the reports as hereinbefore provided for. And in no event shall more than such second sum of ten thousand dollars (\$10,000) be paid during the year 1902. Any remaining amounts due shall be paid on vouchers as herein provided accompanied by the certificate of the secretary of state, that the five hundred (500) copies of the report have been delivered to him in accordance with section 1 of this act. But such final payment shall not be made before the first day of February, A. D. 1903.

\$35,000 ap-  
propriated.

SEC. 3. There is hereby appropriated, out of any money in the state treasury not otherwise appropriated, the sum of thirty-five thousand (\$35,000) dollars, or such portion thereof as may be necessary to carry out the provisions of this act.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved April 11th, 1901.

S. F. No. 454.

## CHAPTER 242.

Counties  
with 75,000  
population.

*An act to create a Board of Poor Commissioners in counties having a population of over seventy-five thousand (75,000) and an area of over five thousand (5,000) square miles, and to define the duties of such board.*

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

Board of  
poor commis-  
sioners, how  
appointed.

SECTION 1. Whenever any county in this state shall have a population of over seventy-five thousand (75,000) and an area of over five thousand (5,000) square miles, the judge of the district court of such county, or if there is more than one judge of said court, then the judges thereof, shall appoint three (3) qualified electors of said county, who shall constitute a board to be known as the board of poor commissioners of such county. The term of office of one member of said board shall expire on the first Monday in January next after said appointment; the term of office of the second member of said board shall expire on the first Monday of the second month of January after said appointment; and the term of office of the third member of said board shall expire on the first Monday of the third month of January after said appointment, and the judge or judges making such appointments shall designate therein when the term of

office of each member respectively shall expire. And thereafter, on or before the first Monday of January of each year, the judge, or judges, as the case may be, of said district court shall appoint a qualified elector of said county as a member of said board for a period of three (3) years, from the first Monday of January, to succeed the member of such board whose term of office expires on said last mentioned date. And whenever a vacancy shall occur in said board by death, resignation or otherwise, the judge or judges, as the case may be, of said district court, shall appoint a qualified elector of said county to fill such vacancy. Any member of said board may be removed by the judge or judges, as the case may be, of said court, for good cause, after an opportunity to be heard in defense of the charges against him, but an appeal from an order of removal may be had to the supreme court of the state.

Vacancies  
and re-  
movals.

Each member of said board shall qualify by filing in the office of the county auditor of said county an acceptance, in writing, of his appointment, together with an oath to support the constitution of the United States, and the constitution of the State of Minnesota, and to faithfully discharge the duties of his said office, to the best of his ability. And the members of said board shall serve as such until their respective successors are appointed and have qualified.

Qualifica-  
tion.

SEC. 2. Immediately after the appointment of the first members of said board, they shall meet and elect one of their number president, and one of their number vice-president, and annually thereafter, at the first meeting of said board after the first Monday in January, they shall elect one of their number president and one of their number vice president, to serve as such for one (1) year, and until their respective successors are elected.

Organization.

A majority of said board shall constitute a quorum for the transaction of business. They shall make rules for the government of their proceedings, and fixing the times for holding meetings of the board; and they may alter or amend such rules from time to time.

Quorum.

SEC. 3. The members of said board shall receive no compensation for their services, but they shall be paid the actual expenses incurred by them in performing the duties of their office, a statement of which expenses shall be itemized and verified and filed with the clerk of the board, before the allowance thereof, and when allowed by the board, an order shall be given therefor upon the treasurer of said county, and said order shall be paid by the county treasurer out of the county poor fund.

Compensa-  
tion.

Clerk and  
salary.

SEC. 4. Said board of poor commissioners shall appoint a clerk to serve during the pleasure of the board, and said board shall fix the compensation of such clerk, which shall not exceed one hundred and twenty-five dollars (\$125.00) per month, and which shall be paid by the county treasurer out of the county poor fund, upon the order of said board.

Said board shall provide itself with a suitable office, the expense of which shall be paid out of the county poor fund, if such office shall not be in a building owned by said county.

Control of  
poor farm  
and alms  
house.

SEC. 5. Said board of poor commissioners of such county shall have the exclusive care and control of any poor farm, alms house, or other place where the poor of said county are cared for by said county, together with the appurtenances belonging thereto, and all personal property connected therewith, or used thereon, belonging to said county. It shall be the duty of the board to keep such poor farm, alms house, or other place where such poor are cared for by the county in proper repair and properly furnished and equipped.

Overseer  
of poor.

Said board shall appoint an overseer of the poor, who shall have the supervision and care of any poor farm, alms house, or other place where the poor are cared for by said county, subject to the direction of said board, and said overseer of the poor shall have the care of the poor who are supported by said county at any such place, subject to the direction of said board. The board shall prescribe the duties of such overseer of the poor, and shall fix his compensation, which shall be paid by the county treasurer, out of the county poor fund, upon the order of said board.

The board may authorize the overseer of the poor to employ such servants at such poor farm, alms house or other place where the poor of such county are cared for by the county, as shall be necessary, but the number and compensation of such servants shall at all times be under the control of said board.

Care of poor  
and disburse  
ment of  
poor fund.

SEC. 6. After the appointment of the board of poor commissioners in any county, pursuant to the provisions of this act, said board of poor commissioners shall have the care of the poor of said county, and the disbursement of the poor fund of said county, to the exclusion of the board of county commissioners, and other officers of such county; and said board of poor commissioners shall execute, to the exclusion of the board of county commissioners, or other officers, all laws of the state applicable

to said county, relative to the care and transportation of the poor, and the management of any poor farm, alms house, or other place where the poor of said county are cared for by said county, except as such laws are modified by this act, or are inconsistent herewith.

SEC. 7. It shall be the duty of the clerk of said board to keep an accurate record of all the doings of said board, in books provided for that purpose. He shall safely keep in the office of said board all vouchers and other papers and documents relating to the business of the said board, and all vouchers, accounts and bills for the payment of which orders on the poor fund have been issued, and shall countersign all orders for the payment of money out of said poor fund, and shall keep an accurate account, in books to be provided for that purpose, of all receipts and expenditures of said board, and the names and addresses of all persons to whom relief has been granted by said board, with the amount and date thereof. He shall investigate the condition and needs of all persons who shall apply, or for whom application shall be made to said board for relief, and shall report to said board the results of such investigation; and said board may authorize said clerk to grant temporary relief in case of emergency, to any poor person in need thereof, but said board shall, by resolution, limit the amount of relief that may be extended by such clerk to any person without the previous action of the board.

Duty of clerk.

SEC. 8. The board shall cause the poor who are cared for by the county to perform such labor or service as they are able to perform, taking into consideration their physical condition, at the poor farm, alms house, or other place where they are kept by said county.

Labor of county poor.

All money arising from the sale of any product of the labor of any poor at the poor farm, alms house, or other place where such poor are kept by such county, or from the sale of any products of such poor farm, or alms house shall be paid by said board into the county treasury, and shall be placed by the county treasurer to the credit of the poor fund of said county.

SEC. 9. On or before the first day of October of each year said board of poor commissioners, shall by resolution, duly adopted, and entered upon its records, determine the amount of tax that shall be levied upon the taxable property of said county for the support of the poor, and the maintenance of the poor farm or alms house of said county, or other place where the poor of said county are cared for by said county, and the erection of

Board to determine tax levy Oct. 1.

any buildings or improvements, for the ensuing calendar year, and the adoption of such resolution shall constitute a levy on the taxable property of said county of the amount therein named, but the amount so levied for all purposes for any one year, except for the erection or repair of any building or buildings, shall not exceed an amount equal to six-tenths (6-10) of one mill on each dollar of the assessed valuation of the property in the county.

County auditor to extend tax levy.

On or before the fifth day of October of each year, said board shall file in the office of the county auditor a copy of said resolution, certified by the clerk of said board, and thereupon the county auditor shall enter the amount of such levy on the tax lists of said county, as other levies of taxes are entered thereon, and the taxes so levied shall be collected as other taxes are collected in said county.

The taxes so levied and collected, together with the amounts paid into the county treasury by said board as hereinbefore provided, shall constitute the county poor fund of said county.

Disbursement of fund.

No money shall be paid out of said county poor fund except upon the order of said board of poor commissioners, and all orders on said county poor fund shall be signed by the president or vice-president of said board, and countersigned by its clerk.

Transfer of general fund to poor fund, when

If upon the appointment of a board of poor commissioners of any county, pursuant to this act, the county poor fund of such county is overdrawn, then the county treasurer shall place to the credit of said fund enough out of the general revenue fund of said county to balance the shortage in said poor fund, and the amount so placed to the credit of the county poor fund, and the amount of the orders which shall be paid out of the general revenue fund of the county, pursuant to the provisions of the next section of this act shall not thereafter be paid from the county poor fund into the general revenue fund.

If no funds upon organization, payments from general revenue fund.

SEC. 10. If upon the appointment of a board of poor commissioners in any county, pursuant to this act, there shall not be money in the county poor fund of said county with which to pay the orders of said board of poor commissioners, then the orders which shall be issued by said board upon the county treasury shall be paid by said county treasurer out of the general revenue fund of said county until such time as there shall be money in said county poor fund with which to pay such orders, and thereafter said board of poor commissioners shall not issue any orders for the payment of money in excess of

the amount in said county poor fund at the time of issuing such orders.

SEC. 11. Said board of poor commissioners shall appoint a county physician and prescribe his duties and fix his compensation, which shall be paid out of the county poor fund. After the appointment of a board of poor commissioners in any county, pursuant to this act, the county commissioners for said county shall not appoint a county physician for said county.

County physician.

The board of poor commissioners may employ such clerks and servants as shall be necessary to execute the provisions of this act.

Clerks and employes.

SEC. 12. On the first Monday of January, April, July and October of each year, the board shall file in the office of the county auditor an itemized statement of its receipts and expenditures for the three months next preceding said respective dates.

Quarterly reports.

SEC. 13. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 14. This act shall take effect and be in force from and after its passage.

Approved April 11, 1901.

## CHAPTER 243.

S. F. No. 458.

*An act to amend section one thousand nine hundred and eighteen (1,918) of the General Statutes of one thousand eight hundred and ninety-four (1894), relating to the erection of bridges over the Minnesota river.*

Amendment.  
Bridges over  
Minnesota  
river.

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

SECTION 1. That section one thousand nine hundred and eighteen (1,918) of the General Statutes of one thousand eight hundred and ninety-four (1894), be and the same is hereby amended so as to read as follows, to wit:

Section 1918. Any company duly organized for the purpose, or any county or counties, town or towns, village or villages interested therein may erect and maintain a free or toll bridge over the Minnesota river, at any suitable point to be selected; but all such bridges erected below the city of St. Peter in Nicollet county, on said river shall be provided with a suitable draw, with an opening of not less than eighty feet, which, on seasonable signal or notice, shall be opened to allow the passage of boats navigating said river.