

any stone quarry or the quarrying, manufacturing or marketing of any kind of stone, or for raising or improving live stock or for cultivating or improving farms, garden or horticultural lands, growing sugar beets, or for canning fruits or vegetables or to local telephone companies connecting towns or villages of less than two thousand inhabitants.

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

Approved April 11, 1901.

S. F. No. 553.

CHAPTER 246.

Amendment.
Counties
with between
40,000 and
100,000 popu-
lation.

An act to amend chapter two hundred and ninety-six (296) General Laws of 1895, being an act to fix the fees which shall be charged and collected in the office of the clerk of the district court in counties having a population of not less than forty thousand, and not more than one hundred thousand.

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

SECTION 1. That section one (1) of chapter two hundred and ninety-six (296) of the General Laws of 1895, be amended so that the same shall read as follows:

“Section 1. In any county of this state having a population of not less than fifty thousand (50,000) people and not more than one hundred thousand (100,000) people, the fees to be charged and collected by the clerk of the district court therein shall be as follows, and no other or greater fees shall be charged, viz.:

In every civil action, appeal, or proceeding hereafter entered in the office of such clerk, in which no answer or demurrer is filed or issue joined, the sum of two dollars (\$2.00) except as hereinafter provided. In each such action, appeal or proceeding in which an answer or demurrer is filed or issue joined, four dollars (\$4.00); provided that no such action, appeal or proceeding shall be entered in such clerk's office until the person desiring such entry shall pay to said clerk the sum of two dollars (\$2.00), and when demurrer or answer is filed or issue joined, at the time of or after the entry of such action in said clerk's office, such clerk shall require an additional payment of two dollars (\$2.00) before any further papers shall be filed or entries made pertaining to said action, and said payments, when made, and except as herein provided, shall be in lieu of all fees and

Fees of
clerks of dis-
trict courts.

charges now prescribed by law for all services required by law to be performed by such clerks respectively to and including the entry and docketing of final judgment in any action, provided that the fees and charges for certifying transcripts of the minutes of any trial or of any papers on file, whether to the supreme court or otherwise, shall be in addition to those hereinbefore provided and shall be at the rate of five (5) cents for each folio and twenty-five (25) cents for the certificates excepting than in cases where such copies are furnished for certification by the person requiring the same such clerk shall charge and receive two and one-half (2½) cents per folio for comparing and certifying the same and twenty-five (25) cents for the certificate; *provided, further* that in actions for partition of land or proceedings under chapter one hundred and forty-eight (148) of the General Laws of eighteen hundred and eighty-one (1881), as the same is or may be amended, and in proceedings under the right of eminent domain to acquire property for public use by corporations, the court or a judge thereof, shall by order from time to time made, fix the amount of fees to be charged and collected, which may be in excess of the amounts hereinbefore provided.

For filing and docketing transcript of judgment from another county, or from justice or municipal courts, when but one judgment debtor, fifty (50) cents, and ten cents for each additional judgment debtor.

For searching the judgment docket books of his office and certifying to the existence or non-existence of judgments docketed therein, twenty-five (25) cents for the first judgment debtor so certified to in such certificate and ten (10) cents for each subsequent debtor therein.

For all services not hereinbefore provided for, the fees and charges shall be the same as now provided by law.

SEC. 2. This act shall not relate to or affect the compensation of any clerk of the district court of any county in this state which compensation is fixed by special law, nor to the salary of any clerk of the district court fixed by special law, the fees earned being turned into the county treasury of such county by virtue of the provisions of such law. Exceptions.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved April 11th, 1901.