

Not to exceed 10 per cent valuation.

SEC. 2. Nothing herein shall authorize the issue at any time of the bonds of any such city to such an amount that the whole of the principal of the bonds actually issued by such city, and still outstanding, together with the proposed issue, less the amount of the bonds of such city, which shall be in and constitute a part of the sinking fund of such city, for the payment of bonds, shall exceed ten per cent (10%) of the assessed valuation of the taxable property of such city, as shown by the last preceding assessment.

City seal on bonds.

SEC. 3. All bonds issued under authority of this act shall be sealed with the seal of the city issuing them, and signed by the mayor and attested by the clerk or recorder and countersigned by the city comptroller, if such officers exist in such city, and the proceeds of any and all bonds issued and sold under this act shall be placed in the city treasury of the city issuing the same, and shall be used for the purposes of constructing, building, widening and enlarging, extending or repairing public bridges across rivers within the corporate limits of the city issuing such bonds, and said bonds shall not be used for any other purpose or object whatsoever.

Limitation as to distance.

SEC. 4. Provided, further, that no part of the funds arising from the issuance or sale of the bonds herein authorized shall be used for the construction of a bridge within five thousand (5,000) feet of any bridge now constructed and used for purposes other than railroad traffic; and provided, further, that not to exceed seventy-five thousand dollars of such funds may be expended on any bridge now existing in such manner as may be designated by the city or common council of the city issuing the bonds.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved March 16, 1901.

S. F. No. 112.

CHAPTER 62.

Suspension of attorneys.

An act to provide for the institution and prosecution of proceedings for the removal or suspension of attorneys and counsellors.

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

Complaint to board of examiners.

SECTION 1. Any person who has knowledge that any attorney and counsellor, admitted to practice in the courts of this state, has committed any act or violated any duty such as is, by section 6197, General Statutes 1894, speci-

fied as a ground for removal or suspension, may report the same, stating the facts and names of witnesses by whom such facts may be proved, to any member of the state board of examiners in law of this state, and, if in the opinion of such member the facts charged, if true, constitute sufficient cause for the suspension or removal of such attorney and counsellor, and there seem reasonable grounds for believing such charge to be true such member shall forthwith report such charge to the secretary of such board, and any member of such board having personal knowledge of any such act or violation of duty by any attorney or counsellor of this state shall so report the same.

Upon receipt of any such report, the secretary, or such other member of said board as shall be designated by such secretary, shall proceed with due diligence to investigate the facts relating to such charge. Investigation.

If, upon such investigation, the member of said board making the same shall find reasonable grounds for believing the accused guilty of any such act, or of any such violation of duty, as is specified by law as cause for removal or suspension and that such guilt can be proved, he shall prepare or cause to be prepared an accusation in writing, stating the matter charged, which accusation shall be verified by the person making it, or some other person, to the effect that he believes the charges therein contained are true.

Such accusation shall be presented to the supreme court for action thereon, as provided in section 6201 to 6208, both inclusive, General Statutes 1894. Prosecution before supreme court.

The member of said board making such examination and preparing or causing to be prepared such accusation, or such other attorney and counsellor as the court shall designate, shall attend to and conduct the prosecution of such charges to final determination.

SEC. 2. Any member of said board or such attorney and counsellor required to perform any services pursuant to this act, in investigating or prosecuting any such charges, and all referees appointed by the court to take testimony and report upon such charges shall be paid the sum of ten dollars per day for the time necessarily employed in such services and his actual and necessary expenses incurred in such service; and all officers and witnesses necessarily employed or called, in prosecuting such charges, shall be paid the fees allowed by law, and any stenographer called by any referee, appointed under the provisions of this act, to take down and write the testimony and proceedings provided for herein, shall be al- Compensation for prosecution.

lowed and paid such reasonable sum for his services as shall be fixed by the court, such payment to be made out of the treasury of the state, upon warrant of the state auditor, to be issued upon filing with him duly verified and itemized bills for such services, expenses and fees, such bills having been first audited by the supreme court or one of the justices thereof.

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

Approved March 16, 1901.

S. F. No. 182.

CHAPTER 63.

Amendment.
Summons in
civil action.

An act to amend section five thousand two hundred and five (5205) of the General Statutes of 1894, relating to the service of summons in civil actions.

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

Publication.

SECTION 1. That section five thousand two hundred and five (5205) of the General Statutes of 1894, be amended so as to read as follows:

Section 5205. Publication, how made.

The publication shall be made in a newspaper printed and published in the county where the action is brought, and if there is no such newspaper in the county, then in a newspaper printed and published in an adjoining county, and if there is no such newspaper in an adjoining county, then in a newspaper printed and published at the capital of the state once in each week for six consecutive weeks, and the service of the summons shall be deemed complete at the expiration of the time prescribed for publication, as aforesaid.

Personal
service.

Provided, that personal service of the summons without the state shall have the same force and effect as the service by publication herein provided for. Such service shall be made in the same manner as if served within the state, and proof of such service shall be made by the affidavit of the person serving the same, stating the time place and manner of service, which affidavit may be taken before the clerk of any court of record or a notary public or other officer having a seal authorized to take acknowledgments in the state where such service was made.

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

Approved March 16, 1901.