

H. F. No. 191.

## CHAPTER 386.

Authorizing  
erection of  
pyramid at  
Birch Coulie.

*An act to authorize the Minnesota Valley Historical Society to erect a granite pyramid upon the land owned by the State of Minnesota in Renville county, comprising a part of the ground on which was fought the battle of Birch Coulie.*

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

SECTION 1. That the Minnesota Valley Historical Society is hereby authorized and permitted to erect a granite pyramid upon the land in Renville county described in the deed executed by Wolfgang Weis and Theresa Weis, his wife, to the State of Minnesota, and dated April 14th, 1896, said land comprising a part of the ground on which was fought the battle of Birch Coulie, September 2nd and 3rd, 1862.

SEC. 2. Such pyramid shall be placed on such part of said land as shall be designated by the Adjutant General of the state, and the form and style of such pyramid shall be approved by him and a description thereof shall be filed in his office. *Provided, however,* that the erection of such pyramid and all work in connection therewith shall be wholly without expense to the state.

SEC. 3. The said pyramid when so erected shall be and shall ever remain the property of the State of Minnesota.

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

Approved February 28, 1901.

S. F. No. 303.

## CHAPTER 387.

Amendment.  
City of  
Minneapolis.

*An act to amend sections five (5) and eighteen (18) of an act entitled "an act to consolidate and amend the several acts relating to the municipal court of the City of Minneapolis," the same being chapter thirty-four (34) of the Special Laws of 1889.*

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

Clerk of  
municipal  
court.

SECTION 1. That section five (5) of said chapter thirty-four (34) of the Special Laws of 1889 be amended to read as follows: Section Five (5). There shall be a clerk of said municipal court, whose term of office shall be six years from and after his appointment, who shall be appointed by the judge of said court with the advice

and consent of the city council of the City of Minneapolis and the judge shall have power to remove said clerk at any time for cause, or he may be removed by a two-thirds vote of the whole number of aldermen elected to the city council.

Such clerk, before he enters upon the duties of his office, shall take and subscribe an oath to support the constitution of the United States and of the State of Minnesota, and to faithfully and honestly discharge and perform the duties of his office, and shall execute to the City of Minneapolis a penal bond, in such sum and with such sureties as the city council shall direct and approve, conditioned that he will account to and pay over to the treasurer of said city, on the first Monday of every month, all fines, penalties, fees and other moneys belonging to or to go to said city, which may have come into his hands during the month next preceding, and that he will at all times pay over to all other persons, on demand all moneys to which they may be entitled which may have come into his hands in virtue of or by reason of his office, and that at the end of his term of office he will forthwith pay over to the City of Minneapolis all moneys to which said city shall then be entitled, and to his successor in office all other moneys then remaining in his hands, and which shall have come into his hands in virtue of or by reason of his office.

Oath and bond.

Such oath and bond shall be filed in the office of the city clerk of said city.

SEC. 2. That section eighteen (18) of said chapter thirty-four (34) of the Special Laws of 1889 be amended to read as follows: Section 18. The judge and special judge of said court shall each receive a salary of three thousand dollars per year, and the clerk of said court a salary of two thousand four hundred dollars per year; the first deputy clerk of said court shall receive a salary of one thousand five hundred dollars per year; the second deputy clerk of said court shall receive a salary of one thousand two hundred dollars per year; and the third deputy clerk of said court shall receive a salary of one thousand dollars per year, payable in each case out of the city treasury of the City of Minneapolis, in monthly installments. Neither of said judges, nor said clerk nor his deputies shall receive any other fee or compensation for his services; but in all proceedings had in said municipal court like fees shall be charged and collected by the clerk as costs as are now allowed by law to the clerk of the district court of Hennepin county.

Salaries of court officers.

It shall be the duty of the police officers of said city to serve all processes issued by said court, except as other-

Duty of police officers.

wise provided by this act. Police officers in making service of any process, or doing other duty in respect to causes of said court, shall note and return to the court for collection such fees for such services as are allowed to constables for like service in justice's courts. And all fees so charged by the clerk or by any police officer shall be collected by the clerk as costs and by him be accounted for and paid over to the city treasurer of said city as hereinbefore provided.

Witness fees.

The clerk shall pay witness fees in criminal actions only upon order of the court, taking receipts therefor in such form as the court may direct, which receipts shall be sufficient vouchers for payment of the sums therein named, which said sums shall be noted upon the monthly reports of said clerk and deducted from the amount therein otherwise shown to be due the city. All witness fees collected by the clerk and not paid to witnesses as aforesaid, shall be paid over to the city, the same as other fees accruing to the city.

Funds, disposition of.

And all balances of deposits for costs remaining in the hands of said clerk for one (1) month after the termination of any action, or for a like period after an abandonment of or failure to prosecute the same, and all other deposits of money arising from bail, bonds, recognizances, and payments of penalties, thereon or otherwise, shall be paid over to the city on the first Monday of the month following.

*Provided*, That in the event that the party or parties who may be entitled to receive said balances of deposits or other moneys, or any portion thereof, may demand the same of said clerk at any time thereafter, and, upon giving a receipt therefor to the clerk, he shall pay over the same and said receipt shall be a sufficient voucher for the same in like manner as provided herein, in the case of receipts for witness fees. No fees shall be charged against either the city, county or state.

SEC. 3. This act shall take effect and be in force from and after April 1st, 1901.

Approved March 11, 1901.