

pursuant to the provisions of this act, are hereby legalized and declared to be valid and of full force and effect and a lien against said lands until paid, in the time and manner set forth in sections twenty (20) and twenty-one (21) of said chapter two hundred and fifty-eight (258) of the General Laws of 1901.

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

Approved March 10, 1902.

CHAPTER 40.

S. F. No. 43.

*An act to amend section six hundred and sixty-five (665) of the General Statutes of one thousand eight hundred and ninety-four (1894), as amended by chapter one hundred and nine (109) of the General Laws of one thousand eight hundred and ninety-seven (1897), as amended by chapter one hundred and seventy-seven (177) of the General Laws of one thousand eight hundred and ninety-nine (1899), relating to the pay of county commissioners.*

County commissioners.

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

SECTION 1. That section six hundred and sixty-five (665) of the General Statutes of one thousand eight hundred and ninety-four (1894), as amended by chapter one hundred and nine (109) of the General Laws of one thousand eight hundred and ninety-seven (1897), as amended by chapter one hundred and seventy-seven (177) of the General Laws of one thousand eight hundred and ninety-nine (1899), be and the same is hereby amended so that the same shall read as follows:

Sec. 665. The county commissioners shall each receive three (3) dollars per day for each day they are necessarily employed in transacting the county business, and 10 cents per mile for every mile necessarily traveled in going to and returning from the meetings of the board, or in the discharge of any official duty under the direction of the board, computed by the nearest traveled route, but no commissioner shall receive pay for more than twenty (20) days' attendance at meetings of said board, or mileage for attendance upon more than six (6) sessions in any one (1) official year, nor pay for more than twenty-five (25) days for all his services as commissioner in any one (1) year;

Pay for commissioners.

Limitation of days and mileage.

Additional  
pay, when.

Counties  
excepted.

Otter Tail.

Wright.

and the county auditor, in drawing his warrant upon the county treasurer for the pay and traveling fees prescribed in this section shall specify upon the face of such warrant the number of days of service and the amount of mileage for which such warrant is issued; and any county auditor who shall issue his warrant for the payment of any amount in excess of the pay and traveling fees prescribed in this section shall forfeit to the county the amount of such excess, to be deducted from his salary; provided, that whenever extra meetings of the board of county commissioners are rendered necessary to protect the property and interests of the county, because of the default, malfeasance or misconduct in office of any county officer, or because of the erection or repair of county buildings, the commissioners may receive mileage and pay for the attendance at so many meetings and so many days as are necessary for said session, in excess of the limits hereinbefore prescribed. The provisions of this act shall not affect the pay and traveling fees of the commissioners of any county where the pay and fees are now provided for by a special law regulating the same. And provided further, that the provisions of this act, so far as the same limits the number of days in each year that such commissioners shall draw pay, or fixes the number of sessions for attendance upon which such commissioners shall be entitled to mileage, shall not apply to the commissioners of Otter Tail county. Provided further, that the number of days for which said commissioners shall draw pay shall not exceed sixty (60) days in one (1) year. And provided further, that the provisions of this act, so far as the same limit the number of days in each year that such commissioners shall draw pay, or fix the number of sessions for attendance upon which such commissioners shall be entitled to mileage, shall not apply to the commissioners of Wright county. And provided further, that the number of days for which said commissioners shall draw pay shall not exceed thirty-five (35) days in any one year. And provided further, that the provisions of this act, so far as the same limit the number of days that such commissioners shall draw pay, or fixes the number of sessions for attending upon which such commissioners shall be entitled to mileage, shall not apply to counties where the population exceeds twenty-eight thousand inhabitants, which shall be ascertained by the last preceding census. Provided further, that the number of days for which any commissioner shall draw

pay in any county in this state where the population exceeds twenty-eight thousand inhabitants, which shall be ascertained by the last preceding census, shall not exceed forty (40) days in any one (1) year. Provided further, that the provisions of this act shall not affect the pay and traveling fee of the commissioners of any county where pay and fees are now provided for by a special law regulating the same. Provided further, that in any county in which the duty of building and keeping in repair the public bridges of such county is imposed by a special law upon the county commissioners of such county such commissioners may severally draw pay for all services actually performed as such commissioners for not exceeding fifty (50) days in any one (1) year; provided, further, that if any commissioner's district contains a city of more than five thousand (5,000) inhabitants the compensation of the commissioner for such district shall be such sum as may be fixed at the first meeting of the board of county commissioners in each year, and shall not exceed the sum of two hundred and fifty (250) dollars per year. Provided further, that in all counties in this state wherein the actual assessed valuation of all real and personal property is more than ten million (10,000,000) dollars and does not exceed twenty million (20,000,000) dollars, each of the county commissioners of such county, shall be entitled to man of the board of commissioners, shall be entitled to receive pay for not exceeding sixty (60) days' service as such commissioner in each year, and that the chairman of the said board of county commissioners shall be entitled to receive pay for not exceeding seventy (70) days in each year. Provided, that the provisions hereof granting pay for not exceeding sixty (60) days to each county commissioner, except the chairman, and for not exceeding seventy (70) days for said chairman, shall only apply to counties in this state having said assessed valuation as aforesaid, wherein the boards of county commissioners, either by general or special law, are required to look after and superintend the expenditure of any county moneys voted by them upon the basis of the assessed valuation of the real estate in said county to aid in the repair or construction of roads and bridges in their respective counties. And provided further, that in any county where county commissioners have done any work or rendered any service in relation to public ditches, under the laws of this state, the time so spent shall not be included in the num-

Counties  
exceeding  
28,000.

Commission-  
ers in charge  
of public  
bridges.

Counties  
with cities  
of 5,000.

Counties,  
valuation  
between  
\$10,000,000  
and  
\$20,000,000.

Counties  
with ditches.

ber of days for which they are allowed to draw pay. Provided further, that this act shall not apply to the compensation of any county commissioners designated under the special laws to act for any board of county commissioners in relation to the care of the poor, at a compensation fixed by law. And provided further, that in any county of this state whenever said county has a population of more than one hundred fifty thousand (150,000), but less than two hundred thousand (200,000) inhabitants, the county commissioners thereof shall receive as compensation for such services six hundred (600) dollars per annum, each, and no more, payable in monthly installments out of the county treasury of such county, upon warrants of the county auditor thereof, and which amount shall be in full for all services of any nature and in any capacity of such county commissioners. And provided further, that in all counties of this state having a population of two hundred thousand (200,000) inhabitants or more, the county commissioners of such county shall receive twelve hundred (1,200) dollars per annum, each, payable in monthly installments out of the county treasuries of such counties upon warrants of the county auditors thereof, which amount shall be in full for all services of such commissioners, including service upon committees and as members of the board of equalization, and of any other work or duty devolved upon them, or either of them, by reason of their holding such office of county commissioners, as well as all traveling expenses incurred within said counties while performing such services as county commissioners. And provided further, that this act shall not be construed as affecting or repealing any of the provisions of chapter forty-five (45) of the General Laws of one thousand nine hundred and one (1901).

SEC. 2. All acts and parts of acts inconsistent with the provisions hereof are hereby repealed, except as herein otherwise provided.

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

Approved March 10, 1902.

\$800 salary,  
counties be-  
tween  
150,000 and  
200,000.

\$1,200 salary,  
counties over  
200,000.