

authorized and at some suitable place in said city or village, to be named in said notices, then and there to vote by ballot for nine directors for said library and reading room, or either of them, which notices shall be posted at least ten days prior to said meeting, and the failure of said clerk to post said notices shall be a misdemeanor. *Provided, however,* that when any such city or village shall have been so authorized to establish a public library or reading room under the provisions of this act at least six months before said election, in any year, to avoid delay in the organization of such library board, the mayor of such city, or president of such village, shall name and appoint said nine directors for said library board, whose term of office shall expire on the fourth Saturday of the following July, and when so appointed said directors shall organize as provided by section 1427 of said chapter ten, and shall possess all the powers therein granted to said library boards until the expiration of their said terms of office.

Notices
posted ten
days prior
to meeting.

Mayor may
name di-
rectors, when.

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

Approved Feb. 4, 1903.

CHAPTER 7.

S. F. No. 108

An act to provide for the maintenance and care of law libraries for the use of public officials in counties having a population of 200,000 or more and in which there is a court house and city hall used jointly by the county and the city constituting the county seat.

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

SECTION 1. In all counties in this state now having, or which shall hereafter have, a population of 200,000 or more, in which there now is, or shall hereafter be, erected at the county seat a county court house and city hall for the joint use of such county and the city constituting its county seat, law libraries for the use of the officials hereinafter mentioned may be maintained in such court house and city hall in the manner hereinafter provided.

Law libra-
ries in
counties of
over 200,000
inhabitants.

SEC. 2. Upon the filing of a petition with the clerk of the district court by any tax payer or corporation in such county, setting forth that it is for the interest of the public that such law library should be established and

Procedure to
establish.

maintained, and a plan or proposition for establishing and maintaining the same, and praying that such library shall be established and maintained in such court house and city hall, said clerk shall issue a notice addressed to the county attorney and city attorney of said county seat, which notice shall fix a time for hearing such petition by the district court not less than eight days from the date of the service of such notice. Such notice, together with a copy of the petition attached thereto by the clerk, shall be served by the sheriff upon such county and city attorneys in the same manner as a summons in a civil action is served, and if any private individual or corporation is referred to in said petition as a party to the establishing and maintenance of such library, then such notice and petition shall be served in like manner upon such private person.

SEC. 3. Upon the return day mentioned in said notice, the district court, or a judge thereof, shall hear and determine said matter in the same manner in which motions are heard and determined by the court at chambers or at a special term. At such hearing the petitioner shall be the moving party and the county attorney and city attorney for such county seat shall appear and represent such county and city, respectively.

If upon a full hearing, the court shall determine that it is for the interests of such county and city to maintain a law library in such joint building, and it shall appear that any individual or corporation is able and willing to install a suitable library therein and maintain the same in a suitable manner, the court shall make an order, directing the county commissioners of such county and the city council of such county seat to provide suitable accommodations or library rooms, properly heated and lighted, for such library in such court house and city hall designating the same as near as may be. Such order shall also require such county commissioners and city council of such city to make an annual appropriation of not more than fifteen hundred dollars and not less than twelve hundred dollars to pay the expense of the proper care of such library rooms and the salary of the librarian, other than for light, heating and janitor service hereinbefore provided for such library, and such order shall apportion said appropriation between such county and city as shall be just and equitable and shall require such appropriation to be made annually until further order of

Court to
hear and
determine.

Court to
direct county
commission-
ers to pro-
vide room
for library.

Salary of
librarian.

County and
city to bear
expense.

said court. *Provided*, the owner of such library shall consent in writing to the installing and maintaining such library in said building for a term of not less than ten years.

SEC. 4. All the judges of the district court of such county and the judges of the municipal court of such city, together with all city and county officials in and for such county and city, shall have the free use of such library at the library rooms, and shall be permitted to take books therefrom to be used in such district court and in the municipal court of such city, subject only to such reasonable rules and regulations as shall be established therefor by such district court.

Who may
enjoy free
use.

SEC. 5. The owner of such library shall retain the complete ownership, administration and control thereof, elect its own officers and said librarian therefor, make all rules and regulations for the use thereof by others than the officials aforesaid, and said owner shall maintain said library in reasonable repair and efficiency while it shall remain in said building without any charge or expense therefor to such county or such city for such maintenance or for use by said officials except as hereinbefore provided.

Ownership,
control.

Use of by
others than
officials.

SEC. 6. It is hereby made the duty of all the officials of such counties and of such cities as shall come within and take advantage of the provisions of this act, to take all necessary steps to make, collect and pay over any appropriation approved and ordered under the provisions of this act, in the manner in which other appropriations are usually made, collected and paid over by them; and to obey all the rules, orders and regulations made by the district court as herein provided to the end that the full purpose and intent of this act shall be carried into effect.

Duty of
county and
city officials.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved Feb. 7, 1903.