

with the same force and effect as though he had been regularly drawn and summoned for such later term or period. The name of each person excused, with the ground thereof, shall be entered by the clerk among the proceedings of the court, preserved, and open to inspection by all parties.

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

Approved April 22, 1909.

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CHAPTER 408—S. F. No. 233.

*An Act to amend section 4560, Revised Laws 1905, relating to allowance and service of the writ of mandamus.*

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

**Writs of mandamus.**—Section 1. That section 4560, Revised Laws, 1905, be and the same is hereby amended to read as follows:

“4560. Writs of mandamus shall be issued upon the order of the court or judge, which shall designate the return day, and direct the manner of service thereof, and service of the same shall be by copies of the writ, order allowing same, and petition upon which the writ is granted.”

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

Approved April 22, 1909.

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CHAPTER 409—S. F. No. 256.

*An Act to add additional territory to the Minneopa State Park and to authorize the purchase and condemnation of land for park purposes, and for the improvement of said park and to appropriate money therefor.*

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

**Minneopa State park boundaries enlarged.**—Section 1. That the boundaries of the Minneopa State park as established and created by chapter two hundred and ninety-seven (297) of the General Laws of the state of Minnesota for 1905, be and the same are hereby enlarged by adding to said park the following territory, to-wit: The north fourteen (14) acres of the southwest quarter of the northwest quarter and the northwest quarter of the northwest quarter all in section twenty-one (21) in town-

ship one hundred and eight (108), of range twenty-seven (27), except a tract five hundred and forty-five (545) feet square in the northwest corner thereof known and designated as "Minneopa Cemetery" according to the plat of said cemetery on file and of record in the office of the register of deeds of said Blue Earth county, and the said territory shall be, and hereby is set apart perpetually as a public park and is made a part of said Minneopa State park.

**Duties of attorney general—Condemnation proceedings.—**

Sec. 2. The attorney general is hereby authorized and directed to take all reasonable and necessary steps to procure from the parties owning land within the limits of said park as enlarged by this act, concessions to the state of Minnesota or conveyances thereto for park purposes, and for such reasonable consideration as may be agreed upon, subject to the approval of the governor.

In case any tract or parcel of land within the limits of said park as enlarged by this act cannot be secured upon satisfactory terms the attorney general is hereby authorized and directed to institute for and in behalf of the state of Minnesota proceedings in condemnation, as now provided by law, for condemning private property within this state for the public use of the state.

Whenever any proceedings in condemnation are had and taken for the condemnation and conversion of any of said lands, all of the provisions of law properly applicable for acquiring of land for the purpose of the state shall be applicable to such proceedings.

**Provisions applicable.—**Sec. 3. All the provisions of section two (2), three (3) and five (5) of said chapter two hundred and ninety-seven (297) of the General Laws of 1905 shall be and hereby are made applicable also to the land hereby added to said Minneopa State park.

**Appropriation in general bill.—**Sec. 4. For the purpose of carrying into effect the provisions of this act, there is hereby appropriated out of the treasury of the state of Minnesota, payable out of any money not otherwise appropriated, the sum of ..... in addition to such sum as may remain unexpended of the appropriation made by section six (6) of said chapter two hundred ninety-seven (297) of the General Laws of 1905, to be used in acquiring the property hereinbefore described, and so much of the property described in section one (1) of chapter two hundred ninety-seven (297) of the General Laws of 1905 as may not have been already acquired, and to improve said park, and to carry into effect the provisions of this act.

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

Approved April 22, 1909.