

Payment of salaries.—Sec. 2. All such salaries and clerk hire, herein provided, shall be paid monthly from the county treasury upon the warrant of the county auditor. *Provided* that in all counties in this state having a population of less than one hundred thousand, whether the salaries of judges of probate herein is fixed by general or special law, a judge of probate, or clerk thereof, may charge, receive and retain fees for taking acknowledgements and administering oaths, outside of probate duties, and for certified copies of the records and files of the court, for which the compensation shall be as provided by section 3634 Revised Laws of 1905.

Inconsistent acts repealed.—Sec. 3. All acts and parts of acts inconsistent with this act are hereby repealed.

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

Approved April 20, 1911.

CHAPTER 335—S. F. No. 813.

An Act to authorize county boards to construct, reconstruct or repair bridges in towns under certain circumstances and to be reimbursed for expenses so incurred.

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

County boards authorized to reconstruct and repair bridges.—Section 1. Whenever it shall become necessary to construct, reconstruct or repair any bridge upon any county or state road in any town or towns in this state and the said bridge is unsafe for travel or has been condemned by the proper authorities, and the said town fails, neglects or omits to construct, reconstruct or repair the same, or pay or provide for the expense and cost of so constructing, reconstructing or repairing the same, the county board of any such county in which said town is located shall have power and authority and are hereby given power and authority to construct, reconstruct or repair any such bridge, upon giving notice to the town board of such town of their intention to do so and fixing a time and place for hearing the necessity and advisability of making such construction, reconstruction or repair.

Statement to be prepared in duplicate.—Sec. 2. When any county board shall have constructed, reconstructed or repaired any such bridge as hereinbefore provided, such county board shall cause to be prepared an itemized statement, in duplicate, of the cost of such construction, reconstruction or repair. One of

such statements shall be filed with the county auditor and the other filed in the office of and with the town clerk of said town, and such town clerk shall forthwith notify the several members of the town board that such a statement has been filed and that a meeting of said board to act thereon will be held at his office at a time within ten days thereafter specified by such clerk in such notice. Such board shall meet at said time and levy a special tax upon all the taxable property of the town sufficient to pay the amount expended by the county in such construction, reconstruction or repair of such bridge. Said town board shall certify said tax on or before October 15th next succeeding to the county auditor, and the county auditor shall extend the same with other town taxes upon the tax list of said town. Mandamus may be brought by such county against such town for failure of its board to do any of the things prescribed within the time fixed for the doing of the same; *provided*, that if such tax would exceed one-eighth of one per cent of the assessed valuation of such town, then the county shall bear one-half of such expense so far as the same shall exceed said one-eighth of one per cent. When two or more towns are interested in said bridge, the statement hereinbefore provided for shall be made in as many copies as there are towns interested and one more, and the county board shall apportion to each interested town the amount which each town should properly pay towards the work done by the county, and such amount shall be levied by the town boards of each town after the filing of the cost of the bridge and the amount belonging to each town with the town clerk thereof. The proportion which each town shall pay shall be determined at the hearing upon the necessity and advisability of constructing, reconstructing or repairing such bridge.

Approved April 20, 1911.

CHAPTER 336—S. F. No. 836.

An Act limiting the operation of chapter 28 Revised Laws of 1905, chapter 173 of the General Laws of 1909, and chapter 382 of the General Laws of 1909, relating to railroads and prescribing the duties of the Railroad and Warehouse Commission.

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

Certain sections not applicable to certain railroad companies.

—Section 1. That the provisions of sections 2003, 2004, 2006, 2025, 2026, 2027, 2028, 2029, 2030 and 2035 of chapter 28, Revised Laws of Minnesota 1905, chapter 173 of the General Laws of Minnesota 1909, and chapter 382 of the General Laws of Minnesota 1909, shall not apply to any railroad company operating