

Sec. 2. Condemning of lockups by board.—That Section 5492 of the Revised Laws of Minnesota for 1905 be amended so as to read as follows:

“Section 5492. Whenever said state board of control shall become satisfied, from the report of a local health officer or from the report of any agent it may appoint and authorize to examine lockups, or from the inspection by one or more of its members, that any lockup does not reasonably conform to essential conditions and details of construction, such as are prescribed by law for plans for lockups, and that such lockup is in a condition or of a construction such as to endanger the well-being, health, security or life of any person confined therein, it shall condemn such lockup by its written order and it shall not be further used while such order is in force.”

Sec. 3. Board to enforce order by action in court.—If any lockup condemned by the state board of control shall thereafter be used while the order of condemnation is in force, it shall be the duty of said state board of control to bring an action in the district court in the county where the lockup is, for the purpose of enforcing its order of condemnation, and upon the trial of said action a copy of such order, certified in the usual form by the secretary of the state board of control, shall be conclusive evidence that such lockup has been condemned by the said state board of control and shall be prima facie evidence that said lockup does not comply with the requirements of this act and is unfit for use as a lockup, and that its future use should be enjoined by the court. Evidence to sustain the order of condemnation may be received in rebuttal.

Approved April 23, 1913.

CHAPTER 439—S. F. No. 647.

An Act relative to the loaning of money in sums of two hundred dollars (\$200.00) or less by corporations doing business in cities of the first class and prescribing the rates of interest therefor and regulations for such business.

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

Section 1. Construction of term “salary loan”—When lawful.—The words “salary loan” as used in this act shall mean a loan in a case where the lender shall take as security for the repayment thereof a promissory note or other written agreement secured by an endorsement, or by an assignment, transfer or pledge of the whole, or any part of any wages or salary whether earned or to be earned. The words “chattel mortgage loan” shall mean a loan in a case where the lender shall loan money upon a promissory note or other written agreement secured by mortgage or other lien upon any personal property.

It shall be lawful for any corporation organized under the laws of the state of Minnesota, and carrying on a "salary loan" or "chattel mortgage loan" business or both a "salary loan" and a "chattel mortgage loan" business in any city of the first class in this state, upon complying with all the provisions of this act, to charge and collect on loans in sums not exceeding two hundred dollars (\$200.00) to any one person, any rate of interest, not exceeding the rate of one per cent (1%) per month thereon, and in cases where a chattel mortgage is taken and possession or control over the possession of the property mortgaged is not taken at the time of making the loan, a fee in addition to the interest allowed by this act of any sum not exceeding in the aggregate \$1.75 on loans of \$20 or less, \$2.75 on loans over \$20 and not over \$45, \$3.75 on loans over \$45 and not over \$75, \$4.75 on loans over \$75 and not over \$150, and \$5.75 on loans over \$150. No sum shall be directly or indirectly charged to or received from the borrower, either as a bonus, attorney's fee, or as a charge for examining or valuing the property offered as security, or for filing or recording of instruments or otherwise, in excess of said fees hereinbefore specified. It shall not be lawful to divide or split up loans in any transaction whatsoever for the purpose of requiring or exacting any other or greater charges than those prescribed herein, nor to make any such charge for renewals or extensions, or for any transfer or change of the loan within one year from the date of the original loan, or oftener than once in each year thereafter, except in cases where a new and additional sum shall be loaned at the time of making such renewal or change, at the request of the borrower in each case the fee above prescribed may be charged for such additional amount loaned.

Sec. 2. License to be issued by city clerk.—Before any such corporation shall engage in the business of making such loans, and charge the rates and fees permitted by this act, it shall first obtain and have in force and effect a license for carrying on such business in the city in which such business shall be transacted. Such license shall be issued by the city clerk or corresponding officer of such city, and it shall be renewed annually, and shall not be transferable. Such license shall be granted on application to such city clerk or corresponding officer in writing pursuant to such form as such clerk or corresponding officer, or city council, or corresponding body, may prescribe, for which license the licensee shall pay annually to the treasurer of said city at the time of taking out said license or renewal a uniform fee of \$25 per year. Such licenses shall not be granted until the applicant therefor shall file a statement under oath by its treasurer or some other officer, stating the place in the city where the business is to be carried on, the names of the corporation's officers and manager, and also an affidavit

by its treasurer that in the fiscal year of said corporation next preceding the date of said application, the corporation did not pay its stockholders upon their shares in money or money's worth dividends in excess of six per cent (6%).

Approved April 23, 1913.

CHAPTER 440—S. F. No. 650.

An Act fixing and regulating the salaries, compensation, duties, and help of certain county officials in counties having or which may hereafter have, a population of three hundred thousand (300,000) inhabitants or over, and repealing all acts or parts of acts inconsistent herewith.

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

Section 1. Salary of sheriff \$4,500 per year.—The salary of the sheriff of each county of this state having, or which may hereafter have a population of three hundred thousand (300,000) inhabitants or over, shall be forty-five hundred dollars per annum.

Sec. 2. Services to be performed by sheriff.—The sheriff shall perform all the duties and services now, or which may hereafter be required by law to be performed by him, and in addition shall serve all papers, post all notices named by law to be served or posted in behalf of the state or of the county for which he is elected, including all papers to be served or notices to be posted by the board of county commissioners, the county auditor, or by any other county officer.

Sec. 3. Deputies and clerks, and salaries of each.—The sheriff shall appoint and employ one chief deputy, who shall be paid the sum of two thousand dollars (\$2,000.00) per annum; one bookkeeper, who shall be paid fifteen hundred dollars (\$1,500.00) per annum; one stenographer, who shall also act as deputy sheriff and shall be paid ten hundred and twenty dollars (\$1,020.00) per annum; one deputy for tax collections, who shall be paid twelve hundred dollars (\$1,200.00) per annum; two outside deputies, who shall each be paid eighteen hundred dollars (\$1,800.00) per annum, and each of whom shall pay his own traveling expenses within said county, except conveyance or livery hire, while in the performance of his official duties assigned to him as such; one deputy for the care of the insane, who shall be paid thirteen hundred dollars (\$1,300.00) per annum; one outside deputy to attend to the service of criminal and other process, who shall be paid thirteen hundred dollars (\$1,300.00) per annum; one jailor, who shall be paid twelve hundred dollars (\$1,200.00) per annum; one assistant jailor, who shall be paid one thousand dollars (\$1,000.00) per annum; one matron, who