

than *two* years shall receive *sixteen hundred dollars (\$1,600.00)* per annum, and all other deputy probation officers who have served as such probation officers for more than one year shall receive *thirteen hundred dollars (\$1300.00)* per annum, and all other such deputy probation officers shall receive one thousand dollars (\$1,000.00) per annum, and all stenographers who have served for more than two years shall receive *twelve hundred dollars (\$1200.00)* per annum, and all other stenographers shall receive one thousand dollars (\$1,000.00) per annum."

Approved April 25, 1929.

CHAPTER 381—S. F. No. 1207

An act relating to the selection of county commissioners and to the establishment and alteration of the boundaries of county commissioner districts in any county having a population of more than 400,000 and an area of not less than 500 nor more than 700 square miles and containing a city of the first class.

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

Section 1. Boundaries of county commissioner districts.—Any county in this state having a population of more than 400,000 and an area of not less than 500 nor more than 700 square miles and containing a city of the first class shall be divided into county commissioner districts and the boundaries of such districts shall be fixed and changed as provided by this act. Except as otherwise expressly provided herein, the boundaries of the county commissioner districts existing in any such county shall remain as fixed by law at the time of the passage of this act, the terms of the county commissioners of such county then in office shall not be affected, and all applicable provisions of the general laws not inconsistent herewith relating to such districts and to the election and the terms of office of county commissioners and to the filling of vacancies in such offices shall be in full force and effect in any such county.

Sec. 2. Annexed property to be part of district.—Whenever any portion of such county outside of such city has heretofore been or shall hereafter be annexed to such city, which portion was not before such annexation included in any county commis-

sioner district with any part of such city, such annexed portion shall, upon the passage of this act in the case of territory heretofore annexed, and upon the taking effect of the annexation in the case of territory hereafter annexed, forthwith become and be a part of the same county commissioner district or districts as the ward or wards of such city, respectively, in which such portion is incorporated upon such annexation, subject to change as hereinafter provided.

Sec. 3. May change boundaries.—The territory within such city, as now or hereafter composed, together with any portion of such county outside of such city but adjacent thereto which is included at the time of the passage of this act in a county commissioner district with the adjacent portion of such city, shall be divided into four county commissioner districts. In case of any change in the interior boundaries of any wards of such city, or in case it appears after any state or federal census that 35 per cent or more of the population of the city of the first class in such county is contained in any one such district, the county board shall and in any event after any such census the county board may change the boundaries of any such districts thereby affected or may re-district such territory so that such districts shall be composed of contiguous territory and shall be equal in population as nearly as practicable and so that the interior boundaries thereof shall as near as practicable follow city ward boundary lines. But before the county board shall proceed with any such change or re-districting it shall cause three weeks' published notice of its intention to do so, stating the time and place of the meeting where the matter will be considered, to be given in the newspaper in which the official proceedings of the county board are published.

Sec. 4. One district outside of city.—All of such county outside of such city and not included in any county commissioner district with any portion of such city as hereinbefore provided shall constitute one county commissioner district, and no part of such county outside of such city shall ever be included with any part of such city in any such district except as expressly provided herein.

Sec. 5. Commissioner to be resident of district.—In each county commissioner district of such county there shall be elected one county commissioner who at the time of his election shall be a resident thereof and who shall be entitled to hold such office only while he remains such resident. The term of office of each county commissioner in such county shall be four years, except as hereinafter provided.

Sec. 6. Change of boundaries not to affect incumbent.—Except as otherwise hereinafter provided, in case of any change in the boundaries of such district, it shall not affect the terms of any county commissioners then in office, but each such commissioner shall be deemed to represent the district in which he resides as composed after such change, and upon the expiration of his term or in case of any vacancy therein his successor shall be chosen from such district as provided by law.

Sec. 7. Proceedings when two commissioners are resident of same district.—In any case where as a result of any change in district boundaries as herein provided two or more county commissioners then in office reside in the same new district as composed after such change, the commissioner residing in that portion of such new district taken or retained from his former district containing at the time of such change the largest number of registered voters, as compared with the portion or portions taken or retained from the former district or districts of the other commissioner or commissioners residing in such new district, shall be deemed to represent such new district, and the office of each such other commissioner shall be terminated and become vacant. In any such case the county auditor shall forthwith after the change in boundaries takes effect examine the registers of voters in the office of the legal custodian thereof and determine therefrom which such portion of such new district contains the largest number of registered voters and which commissioner is thereby entitled to remain in office representing such new district; provided, that if it be impossible to determine which of such portions contains the largest number of registered voters, the auditor shall, in like manner and upon like notice to each of the commissioners concerned as provided by law for determining a tie in the election of a county commissioner, determine by lot which commissioner shall remain in office. In either case the auditor shall make and file in his office a written certificate of his finding and determination, and shall deliver to each commissioner concerned a certified copy thereof, which certificate and copies shall be prima facie evidence of the matters stated therein.

Sec. 8. Vacancies.—Vacancies occurring in the office of county commissioners on account of any change in district boundaries as herein provided shall be filled as provided by law until the beginning of the official year following the next general election after the taking effect of such change in the respective new districts as composed after such change having no resident commissioners remaining in office representing such districts as hereinbefore provided. At such next general election a commissioner shall be chosen in each such district for a term of four years; provided, that if such term

would expire at the same time as the terms of any three other commissioners, a commissioner shall be chosen at such election in such district for a term of two years, and thereafter a commissioner shall be chosen in such district at each alternate general election for a term of four years; provided further, that if there be two or more such districts in which commissioners are to be chosen at the same election as provided by this act, the county board shall, if necessary, forthwith after the change is made determine by resolution which of such districts shall elect a commissioner at such election for a two-year term and which shall elect a commissioner for a four-year term, so as to avoid having the terms of more than three commissioners in such county expire at the same time.

Sec. 9. Elections.—No change in the boundaries of any districts in such county occurring within 30 days before any general election shall take effect for the purposes of such election, nor shall any change occurring within or after such period but before the beginning of the next succeeding official year take effect so as to cause a vacancy in the term of any commissioner which will then expire. If such change will cause a vacancy in the office of the commissioner elected to succeed any such retiring commissioner, a person may be chosen to fill such vacancy as provided by law in the new district as composed after such change at any time after such change occurs, to take office at the beginning of such official year or as soon thereafter as may be.

Sec. 10. Election districts.—In case of any change occurring more than 30 days before any general election in the boundaries of any such districts in which commissioners are to be elected at such election, the authorities having power to establish and alter the boundaries of election districts shall make such changes in the boundaries of election districts or in the location of polling places therein or shall establish such new districts and polling places as may be necessary to conform with the changes in the boundaries of such county commissioner districts. If the regular time prescribed by law for establishing or changing election districts or polling places and for giving notice thereof has expired, or if such authorities shall fail to establish or change such election districts and polling places as hereinbefore provided within such time, such authorities shall nevertheless have power and it shall be their duty so to establish or change such election districts and polling places and to give notice thereof as soon as may be at any time before election.

Sec. 11. Laws repealed.—That Chapter 396, Special Laws 1881, Chapter 136, Special Laws 1889, and Chapter 371, Special Laws 1891, are hereby repealed, and all other acts or parts of acts,

general or special, which are inconsistent herewith, are hereby repealed to the extent of such inconsistency.

Approved April 25, 1929.

CHAPTER 382—S. F. No. 1211

An act to amend General Statutes 1923, Section 252, Subdivision 6, relating to the salaries of the attorney general, the deputy attorney general, and the assistant attorneys general.

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

Section 1. **Salary of attorney general and assistants.**—General Statutes 1923, Section 252, Subdivision 6, is hereby amended so as to read as follows:

“6. The annual salary of the attorney general is hereby fixed at \$7,000, and of the deputy attorney general at \$6,000, and of the several assistant attorneys general, *other than the assistant attorney general who is a member of the rural credit bureau*, at \$5,000.

Approved April 25, 1929.

CHAPTER 383—S. F. No. 1220

An act providing for the serving of notice upon the owners of property in certain cases.

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

Section 1. **City to give notice of intent.**—Whenever any City Council, other governing body, or official board of any city of the first class in the State of Minnesota operating under a Home Rule Charter which has now or may hereafter have a population of 350,000 or more shall determine by the exercise of the right of eminent domain or pursuant to any general or special law or proceedings or pursuant to authority granted by Home Rule Charter to lay out, extend,