

of said unorganized territory, and not exceeding \$250,000 in the aggregate of such bonds, the sale of said bonds to be conformably to the provisions of section 1943, Mason's Minnesota Statutes for 1927.

Sec. 2. **Inconsistent acts repealed.**—All Acts and parts of Acts inconsistent with the provisions of this Act are hereby repealed in so far, and only in so far, as necessary to give effect to this Act.

Approved April 21, 1933.

CHAPTER 432—H. F. No. 1735

An act to amend Laws 1925, Chapter 91, Sections 2, 3, 4, 6, 7, 8, 9, 11, 12, 13, 14, and 15, as amended by Laws 1929, Chapters 20 and 161, relating to salaries and expenses of certain county officials in certain counties.

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

Section 1. **Salary of County Auditor in certain counties.**—That Laws 1925, Chapter 91, Section 2, as amended by Laws 1929, Chapter 161, Section 1, be amended so as to read as follows:

“Section 2. County Auditor, the sum of \$2,196.00 per year. There shall also be allowed for clerk hire in said office such sum as the county board shall determine, not exceeding, however, the sum of \$1,956.00 in any one year.”

Sec. 2. **Same County Treasurer.**—That Laws 1925, Chapter 91, Section 3, be amended so as to read as follows:

“Section 3. County Treasurer, the sum of \$2,196.00 per year. There shall also be allowed for clerk hire in said office such sum as is actually incurred therefor, not exceeding, however, the sum of \$816.00 in any one year.”

Sec. 3. **Same County Attorney.**—That Laws 1925, Chapter 91, Section 4, be amended so as to read as follows:

“Section 4. County Attorney, the sum of \$1,620.00 per year.”

Sec. 4. **Same Judge of Probate.**—That Laws 1925, Chapter 91, Section 6, be amended so as to read as follows:

"Section 6. Judge of Probate, the sum of \$1,908.00 per year. There shall also be allowed for clerk hire in such office such sum as is actually incurred therefor, not exceeding the sum of \$780.00 in any one year."

Sec. 5. **Same Clerk of District Court.**—That Laws 1925, Chapter 91, Section 7, be amended so as to read as follows:

"Section 7. Clerk of the District Court, the sum of \$1,281.00 per year, which shall be paid in full compensation for all services rendered by him for the county. There shall also be allowed not to exceed \$400.00 per year for *clerk hire*."

Sec. 6. **Same County Commissioners.**—That Laws 1925, Chapter 91, Section 8, as amended by Laws 1929, Chapter 20, Section 8 and Laws 1929, Chapter 161, Section 8, be amended so as to read as follows:

"Section 8. *County Commissioners*, the sum of \$384.00 per year each, and in addition thereto each member of such county board shall also receive \$3.00 per day for each and every day necessarily occupied by him in the discharge of his official duties, while acting on any committee under the direction of the board, and *five cents* per mile each way for each mile necessarily traveled in attending such county work, and shall be entitled to mileage and *five cents* per mile each way for each mile necessarily traveled for attending meetings of the board, not exceeding twelve meetings in any one year, and in addition thereto each member of such county board shall also receive \$3.00 per day and *five cents* for each mile necessarily traveled in attending the meetings of such board, when such board is acting as a board for the equalization of the assessment of the property of the county. The chairman of said county board shall also receive \$3.00 per day and *five cents* for each mile necessarily traveled when acting as a member of the board of audit, and \$3.00 per day and *five cents per mile necessarily traveled in order to sign county warrants*."

Sec. 7. **Same County Surveyor.**—That Laws 1925, Chapter 91, Section 9 be amended so as to read as follows:

"Section 9. County Surveyor shall receive the compensation that the Board of County Commissioners may in their discretion fix, which shall not be more than \$10.00 per day for any public work while employed in the performance of his duties, including the time necessarily spent in traveling to and from the field of labor, together with all necessary expenses payable by the party or parties who employ the surveyor and he shall be allowed such necessary help and expenses as the Board of County Commissioners may allow."

Sec. 8. **Same Superintendent of Schools.**—That Laws 1925; Chapter 91, Section 11, be amended so as to read as follows:

“Section 11. Superintendent of Schools \$1,704.00 per year. There may also be allowed for clerk hire in said office such sum as is actually incurred, not exceeding, however, the sum of \$780.00 per year. The Superintendent of Schools shall also be entitled to mileage when on official work at the rate of five cents per mile. In addition thereto he shall be entitled to receive expenses according to Chapter 473, Laws 1919.

• Sec. 9. **Same County Engineer.**—That Laws 1925, Chapter 91, Section 12, as amended by Laws 1929, Chapter 20, Section 2, be amended so as to read as follows:

“Section 12. County engineer, such sum as the Board of County Commissioners shall fix and determine, not however, exceeding the sum of \$2,112.00 per year. He shall provide an automobile for the use of his office in traveling on official business and shall be allowed and paid five cents per mile for each mile necessarily traveled in the performance of the official duties of his office. There shall also be allowed such county engineer for the necessary clerk hire and assistants, such sum as the County Board may determine, not exceeding, however, the sum of \$1,500.00 in any one year.

Sec. 10. **Same Sheriff.**—That Laws 1925, Chapter 91, Section 13, as amended by Laws 1929, Chapter 161, be amended so as to read as follows:

“Section 13. Sheriff, the sum of \$1,389.00 per year. The sheriff shall be allowed all necessary traveling expenses incurred by him or his deputy in the performance of the official duties of his office, provided that if he or his deputy shall use an automobile for travel in the performance thereof, he shall be allowed and paid five cents per mile for the use thereof. The salary and expenses aforesaid shall be in lieu of all other fees and expenses paid by the county, except for the board and care of prisoners. *There shall also be allowed a sum not to exceed \$1,464.00 for the hire and compensation of a Deputy Sheriff. The sheriff shall receive as compensation for his services as jailor a sum not to exceed \$720.00 per year which shall be fixed by the County Board, and shall receive no other compensation for such services as jailor; and in addition thereto he shall be allowed to retain eighty-one and one-half per cent (81½%) of all fees earned by him in connection with his office, the remaining eighteen and one-half per cent (18½%) of which*

fees shall be paid into and credited to the general revenue fund of the county at the end of each calendar month following receipt thereof."

Sec. 11. **Compensation to be in full for all services.**—That Laws of 1925, Chapter 91, Section 14, be amended so as to read as follows:

"Section 14. The compensation herein provided shall be in full compensation for all services rendered or performed for the county in connection with their respective offices. All fees provided by law and authorized to be collected by *all county officials, except the Register of Deeds, the Sheriff and the Clerk of the District Court*, shall belong to and be the property of the county, and $18\frac{1}{2}\%$ of all fees allowed the Sheriff and the Clerk of the District Court shall be paid into the county treasury on the first secular day of the month following that in which the same are collected, and shall be accompanied by an itemized statement showing when collected, the amount and character of each fee so collected and turned in, which statement shall be verified under oath and in duplicates, one copy to be filed in the office of the treasurer and the other in the office of the auditor, and said statements so verified to the County Auditor shall be presented to the Board of County Commissioners at their regular monthly meeting after the filing of such statements for their ratification to be entered upon the minutes of the proceedings of the County Board. The Register of Deeds shall file a statement of fees collected with the County Auditor and County Treasurer in a like manner as other county officials."

Sec. 12. **County board to allow clerk hire in certain cases.**—That Laws 1925, Chapter 91, Section 15, as amended by Laws 1929, Chapter 161, Section 4, be amended so as to read as follows:

"Section 15. The Board of County Commissioners may, by an affirmative vote of not less than four members, allow clerk hire in addition to the amounts above specified for the employment of an additional clerk, not exceeding, however, \$65.00 per month for any extra clerk hire in any office. *The provisions of this section shall be used only in the case of an emergency or under extraordinary circumstances.*"

"Sec. 16. *All fees provided by law and authorized to be collected by the Judge of Probate shall belong to and be the property of the county. When the salary of the sheriff and/or the Clerk of the District Court together with the fees respectively received by each of them exceeds the sum of \$2,800.00 in any one calendar year, thereafter all the fees collected by either of said officials shall be*

the property of the county. All fees shall be disposed of and treated in accordance with Section 14 of this Act.

All Acts and parts of Acts inconsistent herewith are hereby repealed.

This Act shall take effect and be in force from and after May 1st, 1933.

Approved April 21, 1933.

CHAPTER 433—H. F. No. 2014

An act to amend Section 1120½, General Statutes 1923, relating to the detachment of territory from certain villages.

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

Section 1. Territory may be detached from villages in certain cases.—That Section 1120½, General Statutes 1923, be and the same hereby is amended so as to read as follows:

“1120½. The owner of any unplatted tract of land consisting of not less than forty acres, and the owner of any platted lands constituting a compact and contiguous tract of not less than ten acres, occupied and used solely for agricultural purposes, situated within the corporate limits of any village in this state and not within twenty rods of the platted portion of said village, may petition the board of county commissioners of the county in which said tract of land is situated, for an order detaching said tract from said village. Upon the filing of said petition in the office of the county auditor of said county the board of county commissioners thereof shall, at their next meeting thereafter, fix a time and place for the hearing of such petition, which time shall be not less than 30 days thereafter, and shall direct a notice of such hearing to be issued and signed by the county auditor of said county on behalf of such board, which said notice shall state the name of such petitioner, describe the tract of land sought to be detached and the time and place of such hearing, which said notice said petitioner shall cause to be served upon the president of the village council of said village, or the recorder thereof, at least twenty days before the day of hearing, and by posting three copies of such notice on three of the most public places in said village, or in lieu of such posting, said notice shall be published in the official paper of such village for two suc-