

or parts thereof, and the park commission shall have sole and exclusive charge and control of the streets so taken.

Approved April 12, 1951.

CHAPTER 339—S. F. No. 787

An act relating to the per diem for bailiffs, attendants for mentally ill, feeble-minded, epileptic, senile, and inebriate persons and sheriff's aids in criminal cases; amending Minnesota Statutes 1949, Sections 252.07, 357.21, 640.52.

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

Section 1. Minnesota Statutes 1949, Section 252.07, is amended to read:

252.07. Sheriff, expense only. In *any county* where the sheriff receives a salary in full compensation for official services performed for *the county*, *he* shall receive no additional compensation for services performed under the provisions of sections 252.06 to 252.08, but he shall be reimbursed by the county wherein such feeble-minded or epileptic person was committed for the necessary expenses incurred by him in taking charge of and transporting such person to such institution and the subsistence of himself and such person while enroute.

In *any county* where the sheriff does not receive a salary he shall be paid \$5.00 a day for the time necessarily employed in performance of the service, together with expenses incurred by him in taking charge of and transporting such person to such institution and the subsistence of himself and such person while enroute.

When the feeble-minded or epileptic person is a female, the sheriff shall appoint some suitable woman to act in his stead. Such woman shall exercise all powers vested in the sheriff and shall be paid \$5.00 per day for the time necessarily employed in the performance of such service, together with expenses incurred by her in taking charge of and transporting such person to such institution and the subsistence of herself and such person while enroute.

Sec. 2. Minnesota Statutes 1949, Section 357.21, is amended to read:

357.21 Fees; service of process; appraisers. *Where no express provision is made for compensation, appraisers of property taken on writ of attachment or replevin, persons appointed under the legal process or order for making partition of real estate, sheriff's aids in criminal cases, and private persons performing like services required by law or in the execution of legal process are each entitled to \$5.00 per day and ten cents per mile for going and returning.*

Appraisers of estates of decedents and of persons under guardianship *are each* entitled to such reasonable fees for services as *is* allowed by the judge of the probate court wherein the proceeding is pending.

Sec. 3. Minnesota Statutes 1949, Section 640.52, is amended to read:

640.52 Sheriff, expenses conveying convicts. The necessary expenses of sheriffs and other officers incurred in conveying convicts to the state prison *or* the state reformatory, including per diem and expenses of guards, shall be approved by the state auditor and paid out of the state treasury. The auditor may allow for such expenses the necessary expenses incurred by the sheriff or deputy in going to and returning from the state prison or the *state reformatory and* \$5.00 per day for each guard, and such sum as *is* necessary for railroad fare and actual traveling expenses. *Not* more than one guard shall be allowed for one prisoner, *but* one additional guard *shall be allowed* for every two additional prisoners. In *any county* wherein the sheriff is *paid* upon a fee basis, he shall also receive \$5.00 for each day necessarily *spent* in conveying prisoners to the *state prison or the state reformatory.* All bills shall be rendered in writing, fully itemized, verified, and accompanied by the receipt of the warden of the *state prison or the superintendent of the state reformatory* for the delivery of such convict or convicts, in a form prescribed by the state auditor.

Approved April 12, 1951.