

APPROVED—June twenty-third, one thousand eight hundred and fifty-eight.

WILLIAM HOLCOMBE,
Governor, *ad interim*.

SECRETARY'S OFFICE, Minnesota, }
June 23, 1858. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

FRANCIS BAASEN, Secretary of State.

CHAPTER LIX.

An Act providing for the Election and prescribing the Duties of Treasurer of State.

- SECTION 1. State Treasurer to be elected every two years; salary.
2. Office to be at capital of State.
 3. Bond of the present Treasurer, and oath of office.
 4. Successors in office to give like bonds.
 5. Additional security to be given, if required.
 6. Duties of the Treasurer.
 7. State orders to be received in payment of public dues; manner of redeeming.
 8. State orders to bear interest after presentation if not paid; on public notice of funds in the Treasury, interest to cease.
 9. Quarterly returns of redeemed warrants to be made to the State Auditor.
 10. Annual report to be made to the Legislature.
 11. Books of Treasurer subject to inspection of Legislature.
 12. Prohibits purchase of State orders, or receiving fee or reward for transacting business connected with his office.
 13. Treasurer failing to give bond, the Governor to appoint another.
 14. Office hours for transaction of business.
 15. Failure to call delinquent officers to account, Treasurer to be deemed accountable for losses.
 16. Defalcation of Treasurer, liable to a criminal action and imprisonment.
 17. Indebtedness to the State from insolvency of Treasurer or other parties, to be paid first of all other debts.
 18. Seal of office to be procured.
 19. Moneys to be paid to be gold or silver, or bills of Minnesota banks.

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

SECTION 1. That the qualified voters of the State shall elect a Treasurer of State every two years, who shall continue in office until his successor is duly elected and qualified; and he shall receive an annual salary of one thousand dollars per annum payable quarterly.

SEC. 2. The Treasurer of State shall keep his office at the capital of the State; shall have charge of, and safely keep all public moneys which shall be paid into the treasury, and pay out the same as directed by law, and per-

Treasurer—elec-
tion every 2 years

Office to be at cap-
ital of state

form all such other duties as now are or shall hereafter be required of him by the laws of this State.

Sec. 3. The present Treasurer shall at once give bond, with five or more securities to be approved by the Governor, in the sum of one hundred thousand dollars, payable to the State of Minnesota, and conditioned for the faithful discharge of his duties as Treasurer, and shall take and subscribe an oath, or affirmation, faithfully to discharge the duties of his office: which bond, and oath or affirmation, shall be deposited with the Secretary of State.

Sec. 4. The successors in office of the first Treasurer of State shall, before entering upon their duties, give bond and do every other act as provided for in the preceding section.

Sec. 5. The Legislature may, at any time during the continuance in office of the Treasurer, require him to give such additional security as they shall deem necessary for the complete security of the State.

Sec. 6. The Treasurer shall keep an accurate account of the receipts and disbursements at the treasury, in books provided for that purpose at the expense of the State, in which he shall specify the names of persons from whom received, or to whom paid, on what account the same is received, or to whom paid, on what account the same is received or paid out, and the time of such receipt or payment.

Sec. 7. The Treasurer shall receive in payment of public dues the bills drawn by the Auditor of the State, in conformity with the laws of the State, or redeem the same, if there be money in the treasury appropriated for that purpose, and on redeeming such bill, or receiving the same in payment, he shall cause the person presenting such bill to endorse the same; and the Treasurer shall write on the face of such bill, "Redeemed," and shall enter in his book, in separate columns, the number of such bill, its date, amount, the name of the person to whom payable, the date of payment, and the amount of interest, if any, paid thereon.

Sec. 8. That when any bill shall be presented to the treasury for redemption, and there shall be no funds therein appropriated for that purpose, the Treasurer of State shall endorse thereon the date of its presentation, with his signature thereto, and whenever there shall be funds in the treasury for the redemption of bills so presented and endorsed, the Treasurer shall give notice of the fact in some newspaper published at the seat of government, and at the expiration of thirty days after the date of such notice, the interest on such bill shall cease.

Sec. 9. The Treasurer shall, on the first Monday of March, June, September and November, annually, deposit in the office of the Auditor of State, all bills by him redeemed or received in payment at the treasury, and take the Auditor's receipt therefor.

Sec. 10. The Treasurer shall annually report to each

Annual report to legislature branch of the Legislature on the third day of their session, and to the Governor whenever by him required, the state of the public accounts, and the funds, exhibiting the amount by him received, the amount paid out during the preceding year, and the balance remaining in the treasury.

Books subject to inspection Sec. 11. The Treasurer shall, as often as required, submit his books, accounts, vouchers, and the funds in the treasury, to the inspection of the Legislature or any committee thereof appointed for that purpose.

Prohibition to treasurer Sec. 12. The Treasurer shall in no case purchase or receive any bill redeemable at the treasury, or any audited account, at a less value than is expressed therein, nor shall he receive any fee or reward for transacting any business connected with the duties of his office.

Failure to give bond, governor to appoint Sec. 13. If the person elected Treasurer shall fail to give bond and security as provided in this Act, the Governor shall appoint some person in his place, who shall give bond and security, as before provided in this Act, and said person so appointed shall hold his office until the next meeting of the Legislature, or until his successor is duly elected and qualified.

Office hours Sec. 14. The Treasurer shall attend at his office between the hours of nine and twelve, and between two and five o'clock, every day in the year, (Sundays, the Fourth of July, Thanksgiving Day and Christmas excepted), and the 22d of February, also the first of January.

Delinquent officers, treasurer to call to account Sec. 15. If, in any instance, the Treasurer shall neglect to call to account, as directed by law, any delinquents, whereby the public revenue may suffer loss, he shall be held and deemed accountable for the sums due by such delinquents, to all intents and purposes, as if the same had actually been paid into his office.

Defalcation of treasurer-penalty Sec. 16. If at any time it shall appear from the accounts of the Treasurer the Auditor, or in any other way, that the Treasurer has not accounted for and paid over the public moneys of the State as directed by law, the State may move for and obtain judgment against the Treasurer and his sureties, in any Court of record, first giving to the persons against whom such motion shall be made, five days notice of the time and place, when and where such motion will be made, and said Treasurer shall be liable to a criminal action, and upon conviction shall be punished by imprisonment at hard labor for a term not less than five nor more than twenty years.

Insolvency of parties indebted to state Sec. 17. If any Treasurer, or other person indebted to the State, shall become insolvent, the debt of the State shall be paid first of all debts, notwithstanding any attachment against his effects, or any voluntary assignment thereof to pay debts, or for other purposes.

Sec. 18. The Treasurer shall procure a seal of office with such devices thereon as the Treasurer and Governor deem most suitable.

Sec. 19. All moneys that may be due the Treasury, and which shall be paid to the Treasurer on that account, shall be either gold or silver, or current bank notes of the Banks of the State of Minnesota. Gold and silver coin to be paid into treasury

Sec. 4. This Act shall take effect immediatly after its passage.

GEORGE BRADLEY,
Speaker of the House of Representatives.
WILLIAM HOLCOMBE,
President of the Senate.

APPROVED—August twelfth, one thousand eight hundred and fifty-eight.

HENRY H. SIBLEY.

SECRETARY'S OFFICE, Minnesota, }
August 12, 1858. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

FRANCIS BAASEN, Secretary of State.

CHAPTER LX.

An Act to amend Section 115 of Chapter LXXI Revised Statutes.

- SECTION 1. amendment providing for the redemption of property from prior redemptioners, and procedure thereon.
2. Repeal of acts inconsistent.
3. Act takes effect on passage.

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

SECTION 1. That Section 115, Chapter LXXI, Revised Statutes, be amended so as to read as follows : Amendment to revised Statutes, sec. 115, chap. 71

Sec. 115. If the property be redeemed by redemptioner, either the judgment debtor or another redemptioner may, at any time within one year after the sale of the said property, again redeem it from the last redemptioner, on paying the sum paid on his redemption, with interest, and, unless his lien be prior to that of the preceding redemptioner, the amount of such lien with interest. But if any redemptioner other than the judgment debtor redeem within the year after the sale thereof, the judgment debtor shall have thirty days after the expiration of the said year wherein to redeem. Redemption of property by creditors on judgment debtor