

CHAPTER XV.

An Act to amend an act entitled an act to establish the State Land Office, and for other purposes, approved March tenth, A. D. eighteen hundred and sixty-two.

- SECTION 1.** Amendment to Section 37. County Attorney to report to Commissioner all trespass committed upon any of said lands.
2. Amendment to Section 38. Attorney-General may give his opinion upon all questions of law, when requested by the Commissioner.
3. Amendment to Section 42. Duty of County Auditors.
4. Amendment to Section 45. Money received by County Treasurers to be held subject to the order of State Treasurer—when to report to Superintendent of Public Instruction.
5. Amendment to Section 47. Publication of notice of sale of lands.
6. Amendment to Section 33. Moneys received from the sale of lands to be invested in Minnesota bonds or United States bonds—duty of State Auditor.
7. When act to take effect.

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

SECTION 1. That section thirty-seven, of an act to establish the State land office and for other purposes, approved March 10th, A. D. 1862, shall be amended so as to read as follows :

Section 37. The county attorneys of the several counties shall promptly report to the commissioner all trespasses committed upon any of said lands, which may come to their knowledge, and shall when directed by the Attorney General, prosecute all actions for any trespass or injury thereto, or for the recovery of possession thereof or otherwise.

County attorney to report to commissioner all trespass committed upon any of said lands

SEC. 2. That section thirty-eight of said act be amended so as to read as follows :

Section 38. It shall be the duty of the Attorney General, whenever requested by the commissioner, to advise with and give his opinion upon all questions of law which may be submitted to him by said commissioner, relating to the duties of his office, and to prosecute or cause to be prosecuted by the county attorneys whenever in his opinion the public interest shall require it, any person who may be charged with any indictable offence whatever under this act.

Attorney General to give legal advice when requested

SEC. 3. That section forty-two, of said act, be amended so as to read as follows :

Duty of county
auditors

Section 42. The county auditor, on receiving any such duplicate receipt, shall note on the back of each, the date of receiving the same, and shall also enter in a book to be procured by him, at the expense of the county, the amount for which each of such receipts was given, and whether the same was for principal, interest or penalty, or either, specifying the amount of each, the number of the certificate on which the same was paid, the name of the person to whom the same was issued, the name of the fund to which the money belonged, and the date of each receipt; and on the first Monday of each and every month, the said auditor shall carefully enclose and forward all such duplicate receipts to the commissioner of the State land office, as he shall direct.

It shall also be the duty of the auditor of the county in which any lands may be sold under this act, to act as clerk of such sale, and immediately after the close thereof, to report to the State Treasurer the number of acres of land sold, the amount for which the same sold, the amount of principal and interest paid, and the amount of principal remaining unpaid, and for each and every day so engaged, the county auditor shall be allowed the sum of three dollars, to be paid out of any appropriation for the appraisal and sale of such lands.

SEC. 4. That section forty-five of said act be amended so as to read as follows :

Money held sub-
ject to order of
State Treasurer—
when to report Su-
perintendent of
Public Instruction

Section 45. All moneys received by the county treasurer under the provisions of this act, shall be held at all times subject to the order and direction of the State Treasurer, for the benefit of the funds to which such moneys respectively belong; and on the first day of August in each year, and at such other times as he may be requested so to do by the State Treasurer, each county treasurer shall pay over to the said State Treasurer all moneys he may have received on account of such funds.

And on the 30th day of November in each year, he shall report to the Superintendent of Public Instruction the amount of moneys so received during the year, next preceding, and to what fund the same belongs.

SEC. 5. That section forty-seven of said act be amended so as to read as follows :

Section 47. Before any sale at auction shall be allowed of any of the lands mentioned in this act, the commissioner of the land office shall cause notice of the time and place of such sale to be published in one or more newspapers before said sale, and in one newspaper in each county in which such lands are to be sold: *Provided*, That if there is no newspaper published in the county, the same shall be published in some newspaper printed in the State, having general circulation in such county, for six successive weeks before said sale, and said notice shall describe the lands by their legal sub-divisions, and by said description shall they be sold: *Provided*, That the price paid for such publication shall not be greater than ten cents for each description for the whole time of publication.

Publication of notice of sale of lands

SEC. 6. That section fifty-three of said act be amended so as to read as follows :

Section 53. All moneys received from the sale of any of the lands mentioned in this act, or interest accruing from such sale, shall be paid into the State Treasury, and the purchase money so received, may be invested in Minnesota bonds, (railroad bonds always excepted,) or in United States bonds, bearing not less than six per cent. interest, and the Governor, Treasurer and State Auditor are hereby constituted a board of commissioners to invest said funds; and it shall be the duty of the State Treasurer, to place to the credit of the respective funds, when received, the interest so accruing in said loan, and pay over the same as directed by law. The bonds purchased in accordance with this section, shall not be transferable, except upon the order of the Governor, and on such bonds shall be written "Minnesota School Fund Bond, transferable only upon the order of the Governor."

Money to be invested in Minnesota or United States bonds—duty of State Auditor

And it shall be the duty of the State Auditor to keep a record of such bonds, stating the name of stock, when issued, when redeemable, rate of interest, when and where payable, number and amount of bond, by whom executed, when purchased, when withdrawn, and for what purpose, to credit the State Treasurer for such

bonds when purchased, and charge the same to the proper fund.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 4, 1864.

CHAPTER XVI.

An Act for the support, relief and management of the Poor.

- SECTION 1. Who to be considered a county charge.
 2. What to constitute a legal residence.
 3. County commissioners to be Superintendents of the poor.
 4. Duty of Board of County Commissioners.
 5. Overseers of poor—by whom appointed.
 6. Overseer to give bond for faithful performance of his duty—in what sum.
 7. Duty of overseer.
 8. Board of County Commissioners to appoint physician.
 9. Applicants to be provided with written order from Board of Commissioners.
 10. Duty of County Commissioner when application is made on behalf of person in need.
 11. Conveyance to place provided for reception of poor—how provided.
 12. Disposition of non-residents of county.
 13. Duty of County Commissioners in case non-resident unable to remove.
 14. In case applicant rejected by county commissioner, application to be brought before Board of Commissioners.
 15. Duty of Board of Commissioners in case of minors.
 16. Burial of indigent persons, expenses to be borne by the county.
 17. Penalty for sending, carrying or removing indigent persons from one county into another—to be deemed a misdemeanor.
 18. Expenses of supporting and relieving the poor, how paid.
 19. Repeal of former acts.
 20. When act to take effect.

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

SECTION 1. The support, maintenance and relief of all poor persons, in the several counties of this State, supported or relieved at public expense, after the passage of this act, shall be a county charge, and the expense of supporting and relieving any such poor

Who to be considered a county charge