

Penalty for assessor's neglect.

note or notes, mortgages, moneys, credits, bonds, other than United States bonds, or any other personal property which comes to his knowledge, or neglects to examine any person on his or her oath who may be in his jurisdiction, touching his or her instruments, [investments] in notes, mortgages, bonds other than United States bonds, moneys, credits and all other personal property, such assessor shall be deemed guilty of a misdemeanor, and on proof of such neglect shall be fined not less than fifty nor more than one hundred dollars for each offense, which shall be recoverable in any court having competent jurisdiction within the county where such offense was committed.

Fines belong to poor fund.

SEC. 2. All fines recovered under this act shall be paid into the county treasury, and shall belong to the poor fund and be expended in the support of the poor of the county.

Act takes effect.

SEC. 3. This act shall be in force from and after its approval.

Approved February 28, 1873.

CHAPTER XLVIII.

AN ACT TO AMEND SECTION FIVE OF CHAPTER ONE OF THE GENERAL STATUTES OF THE STATE OF [MINNESOTA, RELATING TO ELECTIONS.]

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

SECTION 1. Section five of chapter one of the general statutes is hereby amended so as to read as follows:

Duties of judges in making and correcting the register of legal voters.

Sec. 5. The judges of election in each election district, at least fifteen days before any election, shall make a list of the names of all persons who are entitled to vote in their respective election districts at such election, which said list shall contain the surnames of such persons in alphabetical order. Three copies of said list shall, at least ten days before such election, be posted in three public places in each election district, together with a notice of the time and place when and where the said judges of elec-

tion will be present for the purpose of making corrections in said list. The said judges of election, on each Wednesday next preceding such election, and, if necessary, for the next three days, from the hour of nine in the forenoon to four in the afternoon, and in cities containing a population of four thousand inhabitants and upwards, in addition thereto, from the hour of eight to the hour of ten in the evening, and on the day immediately preceding such election from the hour of nine in the forenoon to nine in the afternoon, and for two hours next preceding the opening of the polls on the day of such election shall be present at the place appointed for the holding of such election in their respective election districts for the purpose of making corrections in said list. In making such corrections the said judges of election shall insert upon such list the additional names of all persons properly shown to be entitled to vote at such election, and erase from said list the names of all persons properly shown not to be entitled to vote at such election. The said judges in first making out said list shall consult the poll list used at the last preceding election in their respective election districts, and shall place on said list the names of all persons whom they know, or with reasonable diligence ascertain, to be entitled to vote at such election in their respective election districts. In making the final corrections of said list to ascertain who are entitled to vote at such election, the said judges shall be governed by the rules and regulations hereinafter for that purpose prescribed, and at such election no person shall vote whose name is not upon said list at the time of opening the polls, and the vote of no person shall be rejected whose name is upon said list at the time of opening the polls; *Provided*, if any person offer to vote at such election whose name is not upon said list, and who is by all the judges personally known to have the qualifications of an elector in said district and entitled to vote at such election, but whose name has been accidentally omitted from said list, then the name of such person shall be added to said list and he shall be allowed to vote, but in all such cases an entry shall be made opposite the name of such person of the fact that the name was inserted in said list after the opening of the poll. And the judges of election shall make or cause to be made a duplicate of said list, so that there shall be two register poll lists at every election.

Persons may vote
if not registered
—when.

Act takes effect.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 10, 1873.

CHAPTER XLIX.

AN ACT FIXING THE AMOUNT OF ATTORNEY'S OR SOLICITOR'S FEE TO BE CONTAINED IN MORTGAGES UPON REAL ESTATE SITUATE WITHIN THIS STATE.

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

Allowances in detail for attorney's fee.

SECTION 1. That in all cases and whenever any mortgage hereinafter executed, covering any lands in this state, shall contain any covenant on the part of the mortgagor, to pay any sum as an attorney's or solicitor's fee in case of the foreclosure of such mortgage, or when any such mortgage shall contain any stipulation or provision, authorizing or empowering the mortgagee in case of any sale of the mortgaged premises, either upon foreclosure by action or by advertisement, to retain any sum whatever as an attorney's or solicitor's fee, the amount of such fee contained in such mortgage shall not exceed the following sums, to-wit: when the amount of the debt secured by such mortgage shall not exceed the sum of five hundred dollars, the amount of such attorney's or solicitor's fee shall not exceed the sum of twenty-five dollars; when the amount of such debt shall exceed the sum of five hundred dollars, and shall not exceed the sum of one thousand dollars, the amount of such fee shall not exceed the sum of fifty dollars; when the amount of such debt shall exceed the sum of one thousand dollars, and shall not exceed the sum of five thousand dollars, the amount of such fee shall not exceed the sum of seventy-five dollars; when the amount of such debt shall exceed the sum of five thousand dollars, and shall not exceed the sum of ten thousand dollars, the amount of such fee shall not exceed the sum of one hundred dollars; when the amount of such debt shall exceed the sum of ten thousand dollars, the