CHAPTER 37.

AN ACT TO AMEND SECTION TWO (2) OF CHAPTER ONE
HUNDRED AND SEVEN (107) OF THE GENERAL STATUTES,
RELATING TO GRAND JURIES.

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

SECTION 1. That section two (2) of chapter one hundred
and seven (107) of the general statutes be and the same is
hereby amended so as to read as follows: A grand jury shall
be drawn for every term of the district court in each of the
organized counties of this State, except that in counties con-
taining less than twelve thousand (12,000) inhabitants, if it
shall be made to appear to the judge of said court that there
are no matters to be presented to such grand jury not prop-
erly cognizable before a justice of the peace, the said judge
may in his discretion by order direct that no grand jury be
drawn or summoned for such term. The census, State or
national, as the case may be, next preceding any such term
of said court shall be resorted to in determining the number
of inhabitants in any county. *Provided*, that nothing here-
in contained shall be so construed as to prevent the issuance
of a special venire for a grand jury as now provided by law.

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

*Section 2,
chapter 107,
General Stat-
utes, amended.*

*Relating to
grand juries.*

*When act to
take effect.*

Approved February 2, 1877.

CHAPTER 38.

AN ACT TO AMEND SECTION TEN (10) OF CHAPTER FOR-
TY-THREE (43) OF THE LAWS OF ONE THOUSAND EIGHT
HUNDRED AND FIFTY-FOUR (1854), ENTITLED "AN ACT
TO INCORPORATE THE HAMLINE UNIVERSITY OF MIN-
NESOTA."

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

SECTION 1. That section ten (10) of chapter forty-three
(43) of the laws of one thousand eight hundred and fifty-four
(1854), is hereby amended by adding thereto the following:
Provided, That the board of trustees shall nominate persons
for election by the conference to fill the place of those trus-
tees whose term is about to expire, and to fill vacancies, and
the conference shall not elect any person a trustee who has

*Section 10,
chapter 43,
Laws of 1854,
amended.*

not been so nominated, unless there is a failure to nominate; and in case of a vacancy in the board of trustees for any cause, except expiration of time, the person elected to fill such vacancy shall hold his office only for the unexpired term of the trustee whom he succeeds, and until his successor is elected.

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

Approved February 14, 1877.

CHAPTER 39.

AN ACT TO AMEND AN ACT TO AUTHORIZE THE ESTABLISHMENT AND REGULATION OF DAMS FOR SLUICING LOGS, TIMBER AND LUMBER, APPROVED MARCH SECOND (2D), IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-ONE (1861).

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

SECTION 1. That section one (1) of said act be and the same is hereby amended by inserting after the word "dam," in the fourth line, the words "or dams," and by inserting after the word counties in line five (5), the words "and counties thereto attached for record or judicial purposes."

SEC. 2. That section six (6) of said act be and the same is hereby amended by inserting after the word "tolls" in the sixth line thereof, the words "for each dam."

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 5, 1877.

CHAPTER 40.

AN ACT TO AMEND SECTION EIGHT (8) OF CHAPTER SEVENTY-THREE (73) OF THE GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-SIX (1866), RELATING TO EVIDENCE.

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

SECTION 1. That section eight (8) of chapter seventy-three (73) of the General Laws of one thousand eight hundred and sixty-six (1866), be and the same is hereby amended so as to read as follows :