

CHAPTER 217.

AN ACT TO PROVIDE FOR A CITY LIBRARY IN THE CITY OF WINONA.

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

SECTION 1. The city council of said city shall, at a regular meeting thereof in May, one thousand eight hundred and seventy-nine, elect three persons who shall be styled "The Trustees of the Winona Library," and who shall have the right and power to acquire by gift or purchase, and to hold for the use of the said city, any books, maps, newspapers, or periodicals, or any instruments, apparatus, or thing whatever, that they may deem a necessary part of a city library, or necessary for the convenience or use of such library.

SEC. 2. Said trustees shall have power in all respects to control and manage such library as to them may seem best, and to appoint a librarian, and fix and pay his salary, and to hire, purchase or erect a room or building for the use of the library, and to do any other act or thing by them deemed necessary or proper in organizing, procuring, caring for, managing or maintaining such library.

SEC. 3. They shall also have power to make rules and regulations as to the terms and conditions on which persons shall be admitted to the benefits of the library. *Provided*, That if an admission fee is charged it shall not exceed two dollars annually for each person.

SEC. 4. The trustees shall have power by rule or by-law, to impose a penalty for the violation of any of the rules of the library, not exceeding fifty dollars for any one violation, and to sue for and recover such penalty in their name of office. They shall also in their name of office, have power to sue [and] recover for any injury or damage to the library done by any person whosoever.

SEC. 5. At the first election of said trustees, one shall be elected for one year, one for two years, and one for three years, and thereafter one shall be elected annually, and they shall hold their office, except as in this section above provided, for the term of three years, or until their successors are elected and qualified, except that a trustee elected to fill a vacancy shall hold for the unexpired term of his or her predecessor. They shall be elected by a vote of a majority of the members of the city council at a regular meeting of said council in May. *Provided*, That if the council fails to elect at the time or times above provided, it may elect at any regular meeting thereafter, or it shall be its duty to elect at the earliest date practicable.

SEC. 6. Said trustees shall, before entering upon their office, take an oath faithfully to perform the duties thereof, and file the same in the office of the city recorder, and shall enter into bonds to the city of Winona to be approved by the mayor, and filed with

the recorder of the city, in such sum as the city council shall designate, not exceeding two thousand dollars each, for the faithful performance of their duties.

SEC 7. Said trustees may require of the librarian, a bond for the faithful discharge of his or her duties, in such sum as they shall designate, and with sureties to be approved by them, which bond shall run to the trustees of the Winona Library, and be filed with the recorder.

SEC. 8. The city recorder shall forthwith give notice to any person elected trustee, of his election.

SEC. 9. If any person elected trustee as aforesaid, neglects to qualify within two weeks after notice of his or her election, the city council shall, at its next regular meeting, if he or she has not before that time qualified, elect another. And in case the place of any trustee becomes vacant, the city council shall, at the first regular meeting after notice thereof, fill such vacancy by election, or if it fails do so at its first meeting, then as soon after as practicable.

SEC. 10. The trustees may exclude any person from membership for a violation of any rule of the library.

SEC. 11. The trustees shall not have power to contract any debt exceeding in amount the money belonging to the library in the treasury at the time the debt is contracted.

SEC. 12. The proper officers shall, for the year eighteen hundred and seventy-nine, and for every year thereafter, levy and assess on the property of said city of Winona, and collect a tax of one thousand dollars, in the same manner, and at the same time other city taxes are levied and collected, for the use of said library, which said tax shall be paid over by the city treasurer to the said trustees of the Winona Library, on their written order or draft, and no office shall receive any compensation for collecting, receiving or paying over said tax.

SEC. 13. At least five hundred (\$500.00) of such sum shall be expended annually in the purchase of books (not including newspapers, magazines or periodicals) for the library.

SEC. 14. At the annual spring election in said city of Winona in one thousand eight hundred and seventy-nine (1879), for the election of city officers, the legally qualified electors shall be permitted to vote for or against a city library. The vote upon the question shall be taken at said election by a ballot separate and distinct from the ballots cast for any other purpose. The ballots shall be deposited in a separate box, and the electors in favor of the library shall have printed or written or partly printed or partly written on their ballots, the words "For Winona Library," and those opposed to the library, shall have printed or written or partly printed or partly written, on their ballots, the words "Against the Winona Library."

SEC. 15. Such ballots shall be received and canvassed at the same time and in the same manner, and be returned to the same officer by the judges of election of the several wards of said city, as ballots for city officers are required by law to be received, canvass-

ed and returned; and the same board that canvasses the vote for city officers shall canvass the vote on the question and file a certificate of the result in the office of the city recorder.

SEC. 16. If a majority of those voting on the subject, vote "Against the Winona Library," then and in that case no tax shall be levied or collected, or other steps taken under or in pursuance of the provisions of this law.

SEC. 17. The property acquired and held under this act shall be the property of the city of Winona.

SEC. 18. This act shall take effect and be in force from and after its passage.

Approved February 5, 1878.

CHAPTER 218.

AN ACT TO PROVIDE FOR THE RELIEF OF THE POOR IN THE COUNTY OF HENNEPIN.

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

SECTION 1. That whenever in the county of Hennepin application is made to a county commissioner thereof, by or on behalf of any person in his district for public relief or support, and reliable information is furnished that such person is in a suffering condition from poverty, and requires public assistance or support, said commissioner shall inquire into the condition and necessities of such poor person, and if satisfied that such person is in actual need of, and is a proper subject for such relief or support, and is legally settled in said Hennepin county, or has no legal settlement in this State, said commissioner shall make an order in writing, signed by him officially, directed to the overseer of poor of said county, that such poor person be received into the charge of the poor, and furnished suitable support, which order shall contain or be accompanied by a statement of facts, signed by such commissioner, setting forth the name, age, former occupation, place of residence, and length of residence in said county if a resident thereof, and the condition of such person; and said overseer shall, upon delivery to him of such order, and presentation of such poor person, receive said poor person into his charge, and provide him with support at the expense of said county, until the further order of the board of county commissioners; *Provided*, That if the commissioner to whom such application is made, shall upon such inquiry into the condition of such poor person be of the opinion, that only temporary and limited assistance to the extent herein-