

ditor and treasurer of state, state librarian, clerks of courts, registers of deeds, sheriffs and their deputies, coroners, constables, attorneys and counselors at law, ministers of the gospel, preceptors and teachers of incorporated academies, one (1) teacher in each common school, practicing physicians and surgeons, one (1) miller of each grist mill, one (1) ferryman to each licensed ferry, all acting telegraph operators, all members of companies of firemen organized according to law, all persons of more than sixty years of age, all persons not of sound mind or discretion, persons subject to any bodily infirmity amounting to disability, all persons unable to speak and understand the English language; all persons are disqualified from serving as grand jurors who have been convicted of any infamous crime.

When act to
take effect.

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

Approved April 6, 1889.

CHAPTER 84.

[H. F. No. 611.]

AN ACT TO AMEND SECTION TWO (2) OF CHAPTER ONE HUNDRED AND SEVEN (107) OF THE GENERAL STATUTES OF EIGHTEEN HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO GRAND JURORS.

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

Grand jurors.

SECTION 1. That section two (2) of chapter one hundred and seven (107) of the general statutes of Minnesota be, and the same hereby is amended so as to read as follows:

"Section 2. A grand jury shall be drawn for every term of the district court in each of the organized counties of this state, provided, however, that whenever 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 properly cognizable before a justice of the peace, in counties containing twenty-five thousand (25,000) or less inhabitants, the said judge may, in his discretion, by order, direct that no grand jury be summoned for such term; provided, further, that in counties containing less than fifteen thousand (15,000) inhabitants no such grand jury shall be summoned for any such term of court unless the judge of said court shall at least fifteen (15) days before the first (1st) day of such term, make and file with the clerk of said court, an order directing the summoning of such grand jury.

The census, state and 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; and, provided further, that nothing herein 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. All acts and parts of acts inconsistent herewith are hereby repealed.

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

Approved April 24, 1889.

CHAPTER 85.

[H. F. No. 684.]

AN ACT TO AMEND SECTION FORTY-EIGHT (48), OF CHAPTER THIRTEEN (13), OF THE GENERAL STATUTES OF A. D., EIGHTEEN HUNDRED AND SEVENTY-EIGHT (1878), BEING AN ACT RELATING TO ROADS, CARTWAYS AND BRIDGES, APPROVED THE EIGHTH (8TH) DAY OF MARCH, EIGHTEEN HUNDRED AND SEVENTY-THREE (1873).

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

SECTION 1. That section forty-eight (48) of chapter thirteen (13) of the general statutes of eighteen hundred and seventy-eight (1878) be and the same is hereby amended to read as follows, to-wit:

Roads,
cartways and
bridges.

SEC. 48. The same powers and duties in and by this chapter conferred and imposed upon town supervisors are also conferred and imposed upon the city and village councils of the several cities and villages throughout this state; and in addition, it shall be the duty of the city and village councils to appoint some qualified elector of each road district in the city or village to be overseer of roads for such district; and the overseers of roads, city and village clerks, justices of the peace, and the constables of the several villages in this state, shall exercise the same powers and perform the same duties and be subject to the same liabilities as are in and by this chapter conferred and imposed upon the town overseers of roads, town clerks, town justices of the peace and town constables; and all the provisions of this chapter shall be applicable to the several cities and incorporated villages in this state, unless otherwise provided for in their several charters; subject however, to the reservation made in the succeeding section in regard to incorporated cities.