

CHAPTER 295.

95 C 295 H. F. No. 431.
77-M 402
80-NW 300

Bonds of public
officers.

An act to provide for the discharge of sureties upon the bonds of public officers, recognizances, stipulations, obligations and undertakings.

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

Discharging
sureties.

SECTION 1. That from and after the passage of this act the surety or sureties or the representative of any surety upon the bond of any public officer, corporation, person committee, guardian, assignee, receiver, executor or administrator who is by law municipal or otherwise, or by the rules or regulations of any board, body, or organization or officer, municipal or otherwise required or permitted to be made, given, tendered or filed for the security of the state, county township city village municipality or any department thereof, guaranteeing the faithful performance of duty, the safekeeping of funds or the fulfilling of any agreement or contract, on behalf of such officer, corporation or person or the protection of the state, county, township, city, village, person, persons, corporation, municipality or any department thereof, or any other organization whatever, conditioned for the doing or not doing of anything in such bond, recognizance, obligation, stipulation or undertaking specified therein, may upon application duly verified stating the reasons therefor to the governor of the state, head of any department court judge, public officers, state, county, town or municipality and any and all boards, judges and municipalities now or hereafter required or permitted to accept or approve of the sufficiency of any such bond, recognizance obligation, stipulation, or undertaking having jurisdiction or the approval or acceptance of such surety, be discharged from further liability as such surety, said governor of the state, head of any department court, judge, public officer, state, county, town or municipality and any and all boards, judges and municipalities now or hereafter required or permitted to accept or approve of the sufficiency of any such bonds, recognizances, obligations, stipulations or undertakings shall by order reciting such application require such public officer, corporation, person, committee guardian, assignee, receiver, executor or administrator or other officer, municipal or otherwise, to furnish a new and satisfactory bond, within thirty (30) days after personal service of such order. Compliance with such order shall operate to discharge such surety from liability for any subse-

quent act or omission of such officer, corporation or person, and an order shall be thereupon made to that effect, and in such case the surety so exonerated may enforce an accounting before the governor, head of any department, court or other proper authority of such officer, corporation or person concerning all prior acts the doing for which said surety under the said bond may in any manner be responsible or liable. If any such officer corporation or party upon being ordered to furnish a new bond as aforesaid shall fail to comply therewith he shall be removed, and be compelled to render and settle his accounts as soon as practicable.

And thereupon the vacancy for the unexpired part of the term of such officer, corporation or party shall be filled in the same manner as is now provided by law in case of death, resignation or removal for cause.

Provided further, that nothing herein contained shall operate to discharge or limit the liability of any surety upon any such bond, undertaking or obligation until a new bond is given and approved by the proper authorities or a successor to such officer has been duly appointed and qualified.

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

Approved April 25th, 1895.

95 C 296
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CHAPTER 296.

H. F. No. 326.

An act to fix the fees which shall be charged and collected in the office of the clerk of the district court in counties having a population of not less than forty thousand (40,000) and not more than one hundred thousand (100,000).

Fees clerk
district court.

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

SECTION 1. In any county of this state having a population of not less than forty thousand (40,000) people and not more than one hundred thousand (100,000) people, the fees to be charged and collected by the clerk of the district court therein, shall be as follows, and no other or greater fees shall be charged, viz.:

Counties,
40,000 to 100,000.

In every civil action, appeal, or proceeding hereafter entered in the office of such clerk, in which no answer or demurrer is filed or issue joined, the sum of two dollars (\$2.00) except as hereinafter provided. In each

List of fees.