

H. F. No. 8.

CHAPTER 227.

Evidence.

An act to amend the first subdivision of section five thousand six hundred and sixty-two (5662) of the General 1894 Statutes of the State of Minnesota, being section ten (10) of chapter seventy-three of the General Statutes of 1866, as amended by chapter seventy-two (72) of the General Laws of 1879, relating to evidence.

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

SECTION 1. That the first subdivision of section five thousand six hundred and sixty-two (5662) of the General 1894 Statutes of the State of Minnesota, relating to evidence be and the same is hereby amended so as to read as follows:

Husband cannot testify against wife, or wife against husband without consent of the other.

First—Husband and wife. A husband cannot be examined for or against his wife without her consent; nor a wife for or against her husband, without his consent; nor can either, during the marriage or afterwards, be without the consent of the other, examined as to any communication made by one to the other during the marriage; but this exception does not apply to a civil action or proceeding by one against the other, nor to a criminal action or proceeding for a crime committed by one against the other, nor to an action or proceeding for abandonment and neglect of the wife or children by the husband.

Exceptions.

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

Approved April 14, 1903.

H. F. No. 251.

CHAPTER 228.

Legalizing acknowledgments of conveyances and record of same by U. S. commissioners.

An act to legalize acknowledgments of conveyances and other instruments, and the record thereof.

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

SECTION 1. That all acknowledgments to any conveyances or other instruments heretofore taken by any commissioner of the circuit court of the United States for the district of Minnesota, or any United States commissioner duly appointed by the district court of the United States for the district of Minnesota, be and the same are hereby legalized and made

of the same validity as though taken before a notary public or other officer authorized to take such acknowledgments in the State of Minnesota, and the records of such conveyances or other instruments are hereby declared to be legal and valid and effectual for all purposes; *provided*, that the provisions of this act shall not apply to any action or proceeding now pending in any court of this state.

Not to apply to actions pending.

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

Approved April 14, 1903.

CHAPTER 229.

H. F. No. 609.

An act to determine salaries of county treasurers and county auditors in counties of this state having a population of more than seventy-five thousand (75,000) and less than one hundred thousand (100,000), and to determine the amount to be appropriated for clerk hire in the offices of such treasurers and auditors by the county commissioners of such counties.

Salaries of county treasurers and auditors in counties of over 75,000 and less than 100,000, and clerk hire.

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

SECTION 1. In each county of this state having at any time a population of more than seventy-five thousand (75,000), and less than one hundred thousand (100,000), as shown by the United States census then last taken, the county treasurer thereof shall receive as annual compensation for his services as such treasurer the sum of three thousand (3,000) dollars, to be paid in the manner and at the times provided by the laws of this state relating to the compensation of county treasurers; and the county auditor of such county shall receive as annual compensation for his services as such auditor the sum of thirty-five hundred (3,500) dollars, to be paid in the manner and at the times provided by the laws of this state relating to the compensation of county auditors.

SEC. 2. The board of county commissioners of such county is hereby authorized to appropriate out of the general funds of such county for paying clerk hire in the office of such county treasurer such sum as they shall deem expedient, not exceeding the sum of nine thousand (9,000) dollars per annum. And such board is also hereby authorized to appropriate out of the general funds of