

less than ten years, and any commissioned officer of the National Guard who has been honorably discharged from the army of the United States after serving therein for a period of ninety days or more during the war of the Rebellion or during the war with Spain, and who shall have served as such officer of the National Guard for a period of not less than five years, and any commissioned officer of the National Guard who has become, or who shall hereafter become disabled, and thereby incapable of performing the duties of his office, may, upon his own request in writing, stating the grounds therefor, and by order of the commander-in-chief, be withdrawn from active service and have his name placed on a roll in the office of the adjutant general, to be known as the 'Roll of Retired Officers,' and shall thereby be entitled to wear, on state or other occasions of ceremony, the uniform of the rank last held by him.

"The commander-in-chief may, by general order, provide a suitable mark of distinction for all officers, and enlisted men who have served in the National Guard for an aggregate period of ten, fifteen and twenty years, respectively, and for like service hereafter."

SEC. 7. All acts and parts of acts inconsistent with this act are hereby repealed.

Laws inconsistent repealed.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved April 17, 1905.

CHAPTER 226.

S. F. No. 339.

An act to legalize, in certain cases, a deposit by the county treasurer of money realized from the sale of county road bonds to the credit of the county general road and bridge fund and providing that any such sum heretofore so deposited shall become and may be used and disbursed as a part of such road and bridge fund.

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

SECTION 1. That in any county in this state in which there have been heretofore duly issued and negotiated the bonds of such county for the purpose of building certain roads under and by virtue of chapter two hundred eighty-nine (289) of the General Laws of Minnesota for the year 1895, and the sum realized from the sale of said

Bonds issued for building certain roads.

Money realized by sale, covered into general road and bridge fund legalizd.

bonds has heretofore been covered into the general road and bridge fund of said county by the county treasurer thereof, instead of into a special fund for the construction of the roads for which said bonds were voted, said deposit of said sum to the credit of said general road and bridge fund of said county shall be and the same is hereby legalized, and said sum so covered into said general road and bridge fund by said county treasurer shall be incorporated therewith and become a part thereof, and may hereafter be used and disbursed for any purpose for which said general road and bridge fund may be lawfully used and disbursed;

Provided, however, that nothing herein contained shall operate to in any way invalidate any of said bonds so issued and negotiated.

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

Approved April 17, 1905.

H. F. No. 372.

CHAPTER 227.

Powers of attorney general and assistants.

An act relating to the duties and powers of the attorney general and his assistants.

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

To appear for state.

SECTION 1. The attorney general shall appear for the state in all causes in the supreme and federal courts wherein the state is directly interested; also in all civil causes of like nature in the district courts whenever, in his opinion, the interests of the state require it. Upon request of the county attorney he shall appear in the district court in such criminal cases as he shall deem proper. Whenever the governor shall so request in writing he shall prosecute any person charged with an indictable offense; and in all such cases he may attend upon the grand jury and exercise the powers of a county attorney.

Upon request of county attorney and governor.

May appoint assistants, etc., and keep record of official correspondence and register of legal proceedings.

SEC. 2. The attorney general may appoint, and at his pleasure, remove three assistants, a clerk and a stenographer, who shall render such aid as he may require of them in the discharge of his official duty. He shall keep a record of his official correspondence and of all matters placed in his hands by the governor, auditor, secretary of state or treasurer, or any officer or board in charge of