

SEC. 5. Not more than three hundred and twenty (320) acres of such land shall be sold or contracted to be sold to any one purchaser. Not over
320 acres.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved April 19, 1905.

CHAPTER 300.

H. F. No. 602

An act relating to appointments of inspectors under the state dairy and food commission, fixing the qualifications of appointees and relating to their tenure of and removal from office. Dairy and
food in-
spectors.

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

SECTION 1. Before any person shall be eligible to appointment as an inspector in the dairy and food department, he shall be required to pass a competitive examination touching his general qualifications and proficiency and such general knowledge of the trade and technical phases of the work required in such position as may be deemed necessary by a board of examiners to the proper discharge of the duties of such position. And no person shall be eligible to such appointment, unless in addition to the examination requirements herein specified he shall satisfy the board as to his moral, mental and physical fitness to hold such position. All applicants must be citizens of the United States, and must have resided in the State of Minnesota at least one (1) year before receiving an appointment under the provisions of this act. All appointments, and removals under the provisions of this act shall be made by the officer now authorized by law to make such appointments and removals. In case of the removal of any such inspector, a statement in writing giving the reasons for such removal shall be filed by the person making such removal with the secretary of state, which shall be open to public inspection, but the inspector against whom such statement has been filed shall, on written request, be given a hearing before the board of examiners within fifteen days from the filing of such request. The failure to make and file such statement within five (5) days after such removal shall operate to reinstate such official or employe. No removal of any inspector shall be made except for neglect of duty, incompetence, insubordination, or immorality. Appoint-
ment by
competitive
examination.

Qualifica-
tions.

Removal.

Board of
examiners.

SEC. 2. To carry out the provisions of this act a board of examiners is hereby created consisting of the state dairy and food commissioner, the dean of the Agricultural College and the attorney general. In case of death or inability to act as one of the three persons herein designated, the governor of the state shall appoint some person temporarily to act in his place. The state dairy and food commissioner shall be secretary of such board and shall keep all the records which shall contain all the proceedings of the board in reference to examinations and of its actions in carrying out the provisions of this act. The secretary of the board shall likewise keep and have open to the inspection of the public a list of the names of the persons who are eligible to appointment. Two (2) members of the board shall constitute a quorum for the transaction of business. A chairman shall be elected by the board from its number. None of the members of the board shall receive any compensation for their services herein required, except their reasonable and necessary expenses, which shall be paid out of the fund appropriated for the maintenance of the state dairy and food department in the same manner as other charges against such fund are paid.

No com-
pensation.

Board to
prepare list
of questions.

SEC. 3. The board of examiners shall provide for such examinations, suitable lists of questions which shall be submitted to the applicants in such manner as the board may determine; and a list shall be made of the successful applicants, and from which list the state dairy and food commissioner shall make selections for the positions above named.

Annual ex-
aminations.

Special may
be held.

SEC. 4. The board of examiners shall convene for the purpose of holding the first examination the second Monday in January, 1907, and annually thereafter. Special examinations may be called by the board upon written request of the commissioner, *provided* that, except for extraordinary reasons, it shall not be necessary to call special examinations if there be a sufficient number of eligibles remaining from previous examinations. Any person who shall pass such examination shall be eligible to appointment at any time within one year from the date of his examination, *provided* he shall remain morally, mentally and physically fit. Thirty (30) days' notice, signed by the secretary of the board, of any examination held hereunder shall be given by one publication in two (2) St. Paul daily newspapers of opposite political faith,

Publication
of notice of
examina-
tions, where
held.

and such notice to state the time and place thereof and in general terms the subject matter upon which applicants will be examined. All examinations shall be held in the city of St. Paul at some suitable place therein to be fixed by the board. If more applicants than are necessary to fill vacancies shall have passed such examination, or series of examinations, the commissioner shall have authority to select from such entire list, but without reference to any political affiliation or belief those persons who in his judgment are best fitted to perform the duties of the position; and if at any time there be an insufficient number of eligibles, the commissioner shall have authority to temporarily fill a vacancy, such appointment to hold until such list of eligibles has been sufficiently replenished.

Eligibles
how selected

SEC. 5. All persons now holding positions in said department shall be deemed as having been appointed under the provisions of this act and shall hold office until their terms expire by operation of the laws as they exist prior to the passage of this act.

Present in-
cumbents.

SEC. 6. All inconsistent provisions of any law are hereby repealed.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved April 19, 1905.

CHAPTER 301.

H. F. No. 711.

An act to provide for fixing salaries for the mayor and the members of the common council of all cities having a population not to exceed ten thousand (10,000) inhabitants.

Salaries of
mayor, etc.,
in cities of
10,000, or
less.

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

SECTION 1. That in all cities in this state having a population not to exceed ten thousand (10,000) inhabitants the common council of such cities may, prior to any annual city election, to be held therein hereafter, pass a resolution fixing the annual salaries of the mayor and the members of such common council; at not to exceed one hundred dollars (\$100) per annum for each of said officers, and said common council shall cause notice thereof to be given to the voters of such city in the notice of the annual city election, and the recorder of such city shall place upon the official ballot of said city, to be used

Mayor and
common
council not
over \$100
per year.

Ballot.