

CHAPTER 150—H. F. No. 516.

An Act authorizing and providing for the payment by towns of damages, costs and necessary expenses, resulting from actions brought against any person or persons, performing road work by order of the proper town officer.

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

Towns to pay damages caused by work on supposed roads not a legal highway—expenses and damages to be voted by legal voters.—Section 1. That in all towns in this state where any road work has been performed, or may hereafter be performed, upon a supposed highway thereof, by order of the proper officer or officers of such town, on the belief that the same is a lawful public highway, and where an action at law has been or may hereafter be commenced, in any court of competent jurisdiction, in which it is or may be determined that such supposed highway was not a legal highway at the time said work was performed, all necessary costs and expenses incurred by the defendant or defendants therein, and any damages that may have been allowed or shall be allowed in any such action because of such road work shall be a charge against such town in favor of the defendant or defendants, and shall be allowed and paid by such town the same as other claims. *Provided*, that before such cost, expenses and damages shall be a charge, and be paid by said town the same shall be authorized by a majority of all legal voters present and voting in favor thereof at any annual or special meeting of such town, after due notice that such question will be submitted and voted upon at such meeting.

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

Approved April 11, 1907.

CHAPTER 151—H. F. No. 67.

An Act fixing and regulating the salaries, compensation, duties and help of probate courts in counties having, or which may hereafter have, a population of 200,000 inhabitants or over.

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

Regulating salaries, duties and help of probate court—counties of 200,000 or over.—Section 1. That in all counties

of this state having according to the then last completed state or national census a population of not less than 200,000 inhabitants, it shall be lawful for the judge of probate to employ a clerk of probate court, who shall be paid the sum of twenty-five hundred dollars per annum; one deputy clerk of probate court, who shall be paid the sum of thirteen hundred dollars per annum, and four general clerks, who shall be paid the sum of one thousand dollars per annum each, in equal monthly installments.

Fees shall be paid into county treasury.—Sec. 2. The judge of probate and clerk of probate court shall charge the same fees for his services as are now or may hereafter be allowed by law, and all such fees so charged and collected in said office shall be paid into the county treasury.

Sec. 3. Whenever, according to the then last state or national census, the population of any county of this state which now has a population of less than 200,000 inhabitants shall acquire not less than that number, the probate court of such county shall at once become subject to the provisions of this act.

Sec. 4. This act to take effect and be in force from and after its passage.

Approved April 11, 1907.

CHAPTER 152—H. F. No. 4.

An Act to amend section twenty-five (25) of chapter three (3) of the Revised Laws of Minnesota for nineteen hundred and five (1905), relating to amendments to the state constitution.

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

Amendments to be published in not more than three papers in each county—rate for such publication.—Section 1. That section twenty-five (25) of chapter three (3) of the Revised Laws of Minnesota for nineteen hundred and five (1905) be amended so as to read as follows:

Section 25. Statement by attorney general—notice.

At least four months preceding such election, the attorney general shall furnish to the secretary of state a statement of the purpose and effect of all amendments proposed,