

charge the duties of his office, and he shall file a certificate of his having done so in the office of the auditor of the county for which he is appointed, and he shall also give bond payable to said board of commissioners in the penal sum of five thousand dollars, with good and sufficient sureties to be approved by the board of county commissioners of the county for which he is appointed, conditioned that he will faithfully discharge the duties of his office, and said bond shall be filed with the county auditor of such county."

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

Approved January 25, 1921.

#### CHAPTER 8—H. F. No. 15.

*An act regulating village elections in villages having a population of more than eight thousand inhabitants.*

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

Section 1. **Australian Ballot System in villages of over 8,000.**—All annual village elections for the election of village officers in all villages incorporated and existing under the General Laws of this state, which still maintain a village government, the population of which shall contain over eight thousand inhabitants as ascertained and determined by the last federal or state census taken pursuant to law, shall be held and conducted as herein provided, and under the so-called Australian Ballot System as provided by law for general elections in this state as far as practicable.

Sec. 2. **Notices. Judges.**—The village council shall cause ten days' posted notice of such election to be given, specifying the time and place thereof, the offices to be filled, and the questions, if any, to be determined by vote. Said council shall also not less than five weeks prior to such election, appoint three judges and two clerks for each voting district of the village, all of whom shall be resident voters of the respective districts for which they are appointed, but no candidates for any village office nor any officer or appointee of the village. They shall be sworn to faithfully discharge their duties as a board of registration and as an election board in their respective districts. If the judges and clerks, or any of them, shall fail to appear or refuse to serve at the appointed hour for opening said registration or said polls, the electors present thereat at said hour may supply their places by viva voce vote, provided that all persons so supplied shall be of the class and shall possess the same qualifications as above provided.

Sec. 3. **Poll Lists. Registration.**—On Tuesday, four weeks prior to such election, the boards of registration in such villages, shall examine the poll lists used at the preceding general election and make duplicate lists of all the names of all persons in their dis-

strict whom it knows or can, with reasonable diligence, ascertain to be entitled to vote therein at such election, which names shall be in alphabetical order with their places of residence. At least three weeks before such election, the board shall cause a copy thereof to be posted at each designated polling place. On the Tuesday preceding such election, the board of registration shall remain in session from 8:00 o'clock A. M. to 8:00 o'clock P. M. for the purpose of making corrections in such lists and for the registration of voters not already thereon. Every person qualified as a voter and desiring to vote may register therein, and only the votes of persons whose names are on the list at the opening of the polls shall be received by the judges of election; but any person desiring to vote at the village election whose name does not appear on the list at the opening of the polls and who shall satisfy the election board by proper evidence that he is qualified to vote at such precinct shall be allowed to register on that day and to vote at such election, upon taking an oath that under the constitution and laws of the state he is qualified to vote at such election in such precinct. Except as herein otherwise provided, the laws relating to the registration of voters as found in sections 346, 419 and 420 General Statutes 1913 shall, so far as applicable, apply to and govern the registration of voters for such elections.

**Sec. 4. Candidates shall file. Fee.**—Each candidate for such election shall not later than the fourteenth day preceding such election, file his affidavit with the village clerk stating his residence, that he is a qualified elector in such village, and the office for which he desires to be a candidate, and accompany the same with a fee of One Dollar. The filing of such affidavit and the payment of such fee shall be a prerequisite to having his name placed on the official ballot for such election.

**Sec. 5. Ballots.**—The village clerk shall at the expense of their respective municipalities, prepare and have printed the necessary registration books, tally sheets and ballots for such election. The ballots shall contain no party designation of any candidate and whenever two or more persons are to be elected to the same office, their names shall be rotated or alternated on the ballots used in each election district, and that they shall appear thereon substantially an equal number of times at the top, at the bottom, and at each intermediate place, if any, of the list or group in which they belong. The ballots shall be counted, tallied and preserved as in general elections, except that the village clerk shall be the final custodian of such ballots of his respective municipality. A sample ballot shall be posted at each polling place of election at least one week before such election by such clerk. Except as herein otherwise provided, the laws relating to the ballots and supplies as found in Sections 323, 324, 326, 332, 333, 451, 452 and 473, General Statutes 1913 shall,

so far as applicable, apply to and govern their preparation, use and preservation.

**Sec. 6. Challengers.**—The judges shall allow one voter, selected by each candidate or group of candidates and having a certificate in writing from the candidate or group he represents to remain in the room where the election is held in each election district and the persons so appointed shall have the right to remain with the Board within the railing at the voting place until the votes are canvassed and the results declared, and shall exercise all the powers and duties of challengers at general elections.

**Sec. 7. Polls open from 8 A. M. to 8 P. M.**—The polls shall be kept open from 8:00 o'clock A. M. to 8:00 o'clock P. M. If at the hour of closing there are any voters in the voting place or in line at the door who are qualified to vote, but have not been able to do so since appearing, the polls shall be kept open a sufficient time to vote, but no one not so present shall be entitled to vote, although the polls were not closed when they arrived. No adjournment or intermission shall be had until the polls are closed, all the votes counted, and the result publicly announced, but this shall not be construed to prevent a temporary recess for taking meals, or other necessary purposes, provided the board remains in session and not more than one member thereof is absent at the same time.

Except as herein provided, the laws governing the conduct of general elections and all things pertaining thereto shall insofar as the same is applicable, apply to and govern such annual village elections.

**Sec. 8. General laws apply.**—So far as they shall be applicable, all provisions of the general laws relating to the location and arrangement of polling places, peace officers, challengers and gate keepers procuring registers, ballots, boxes and other supplies shall apply.

**Sec. 9. Offenses and penalties.**—All of the provisions of law now in force relating to offenses and penalties in connection with general elections are hereby made applicable to such village elections.

**Sec. 10. Conflicting laws repealed.**—That all laws in conflict with the provisions of this act be and the same are hereby repealed.

**Sec. 11.** This act shall take effect and be in force from and after its passage.

Approved January 27, 1921.

---

## CHAPTER 9—H. F. No. 195.

*An act to provide for licensing by the Railroad and Warehouse Commission of all persons commonly known as dealers, speculators, traders or scalpers, other than live stock commission merchants, en-*