

the county attorney of the county wherein such crime shall have been committed. In case such county attorney shall decline to approve such petition and request, any judge of said court may nevertheless in his discretion direct that such accused person be brought before the court at such place as it may designate.

When such person shall be brought before the court in a county other than that in which the offense shall have been committed, unless the court shall otherwise order, it shall not be necessary for the county attorney or the clerk of the district court of the county wherein such offense was committed, to attend before the court; and in such cases the court shall cause due information of all proceedings before the court in any such matter to be communicated to such clerk of the district court, and therefrom such clerk shall be authorized to complete his records with reference to such matter.

The expense of the sheriff in taking any such person before the court and in attending on such proceedings, and the expense of the county attorney and of the clerk of the district court when ordered by the court to attend, shall be a charge against the county wherein the crime charged in such indictment or information shall have been committed, and shall be allowed and paid in the same manner as other claims against such county.

Unless the person accused shall expressly waive the services of counsel, and unless the court shall concur therein, no plea of guilty shall be received or entered upon this act unless the person accused shall be represented by competent counsel; and if he have no means with which to employ counsel, the court shall appoint such counsel and shall be authorized to provide and pay compensation therefor under the provisions of Section 9957, General Statutes of Minnesota 1923.

This section shall not apply to cases where the punishment for the offense to which the prisoner desires to plead guilty may exceed ten years imprisonment in the state's prison."

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

Approved April 6, 1925.

CHAPTER 137—S. F. No. 707.

An act to amend Section 10679, General Statutes 1923 relating to arraignments of defendants and to criminal procedure.

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

Section 1. **Arraignment in criminal procedure.**—That Section 10679, General Statutes 1923, be and the same hereby is amended to read as follows:

"10679. The arraignment shall be made by the court, or by the clerk or county attorney under its direction, and shall consist in

reading the indictment to the defendant, and delivering to him a copy thereof and of the indorsements thereon, including the list of witnesses indorsed on it or appended thereto, and asking him whether he pleads guilty or not guilty to the indictment. *Provided, if the defendant waives the reading of the indictment, it need not be read to him.*"

Approved April 6, 1925.

CHAPTER 138—S. F. No. 968.

An act to authorize the governor and state auditor on behalf of and in the name of the State of Minnesota, to convey to Fort Ridgely Cemetery Association a certain portion of Fort Ridgely State Park in exchange for certain other real estate to be conveyed by said Fort Ridgely Cemetery Association to the State of Minnesota and to become and be a part of said park.

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

Section 1. State and Fort Ridgely Cemetery Association may exchange property.—That the governor and the state auditor, on behalf of and in the name of the State of Minnesota be and they hereby are authorized and directed to convey to the Fort Ridgely Cemetery Association, a corporation, that certain tract or parcel of land constituting a part of the Fort Ridgely State Park, situate in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of section 6, township 111, North, Range 32 West of the 5th P. M., in the county of Nicollet, and described as follows, to-wit:

Commencing at a point on the east line of the cemetery of the Fort Ridgely Cemetery Association, known as the Fort Ridgely Cemetery (hereinafter called the cemetery) which point is 56 feet north of the southeast corner of said cemetery and is also 520 feet north and 308.5 feet east of the southwest corner of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said section 6; thence east 81 feet to a point marked on the ground by an iron monument; thence north 1° 42' West 180 feet to a point marked on the ground by an iron monument; thence North 50° 11' West 100.5 feet to a point on the east line of said cemetery, as shown on the recorded plat thereof and marked on the ground by an iron monument; thence south along the east line of said cemetery 244 feet to the point of commencement; containing .38 acre; in exchange for a good and sufficient deed conveying to the State of Minnesota, free from encumbrance, a good and marketable title to the following described tract or parcel of land situate in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of section 6, township 111 north, range 32 west, of the 5th P. M. in the county of Nicollet, to-wit:

The south 56 feet taken by parallel lines of "Fort Ridgely