

REVISED LAWS OF MINNESOTA 94

SUPPLEMENT 1909

CONTAINING

THE AMENDMENTS TO THE REVISED LAWS,
AND OTHER LAWS OF A GENERAL AND
PERMANENT NATURE, ENACTED
BY THE LEGISLATURE IN
1905, 1907, AND 1909

WITH HISTORICAL AND EXPLANATORY NOTES TO PRIOR STATUTES
AND FULL AND COMPLETE NOTES OF ALL
APPLICABLE DECISIONS

COMPILED AND ANNOTATED BY
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CHAPTER 34.

STATE PRINTING.

2266. State printer—Qualifications—Duties—Salary.—The state printer shall be a man experienced in the printing trade, and competent to keep the records and accounts of the commission. He shall be the custodian of all materials purchased by the commission for printing and binding purposes, and of all printed matter delivered to the state, and have charge of the distribution of both; keep an account of all such purchases and deliveries, showing the amount and cost thereof, and a record of the cost of all printing and binding done for the respective departments and officials of the state; supervise all such printing and binding, handle the copy therefor, and prepare indexes for the volumes of executive documents; advise the commission touching the forms of advertisements and of contracts and assist in the performance of all its duties. He shall be the clerk of said commission, keep a record of its proceedings, and carry out its lawful rules and directions. He shall receive an annual salary of twenty-one hundred dollars, payable monthly, out of the appropriations for state printing. (R. L. § 2266, as amended by Laws 1907, c. 115, § 1.)

[2272—]1. Reports of horticultural society — Distribution.—There shall be annually printed and bound by the state printing commission five thousand copies of the report of the Minnesota State Horticultural Society; provided, the number of printed pages of the same shall not exceed five hundred twenty. One thousand copies of the same, more or less, as requested by the executive board of said society, shall be printed in monthly installments and bound in paper as a monthly report to be distributed among the members of said society. The remainder shall be bound, at the close of the year, in cloth and shall be distributed by the society as follows: One copy to each of the state officers, members of the legislature, members of the board of regents of the state university, state historical society, members of the board of the state agricultural society, one to each public library in the state when application is made therefor, and the remaining copies as the Minnesota State Horticultural Society shall deem best. ('05 c. 224 § 1)

Historical.—"An act pertaining to the reports of the Minnesota State Horticultural Society." Approved April 17, 1905.
Section 2 repeals inconsistent acts.

2276. Publication of Session Laws.—As soon as practicable after the adjournment of each legislative session, the laws and joint resolutions passed thereat shall be published by the printing commission in the general form heretofore adopted, with suitable headlines and marginal notes, and shall be indexed by the secretary of state with the assistance and advice of the attorney general, and each volume of such session laws shall have a full and complete index of the laws of said session, each index of each volume of session laws hereafter published to give briefly subject matter of law, reference to year, chapter and section of session laws and to sections of the Revised Laws of 1905 altered, amended or repealed, and a reference by chapter and year to the Session Laws of 1905 and subsequent years altered, amended or repealed. Unless otherwise prescribed by law, the number of copies, and the manner and terms of disposing of the same, shall be determined by the commission; provided, that one hundred copies shall be assigned to the state university for the use of its law library; and, if the legis-

Ch. 35) EMPLOYMENTS LICENSED BY STATE BOARDS. § [2294—]1

lature shall appropriate money for the publication of such session laws in the newspapers, the commission shall apportion the same equitably among such qualified newspapers as may make publication thereof within a time and in a manner by it directed or approved. (R. L. § 2276, as amended by Laws 1907, c. 115, § 2.)

CHAPTER 35.

EMPLOYMENTS LICENSED BY STATE BOARDS.

ATTORNEYS AT LAW.

2281. General duties.

Subd. 2.—An attorney may not insult the judicial officer by words written or spoken addressed to such officer personally because of the latter's official act, though in a matter fully ended; and, if he does so, it may constitute a sufficient cause for his disbarment. State Board of Examiners in Law v. Hart, 104 Minn. 88, 116 N. W. 212, 17 L. R. A. (N. S.) 585.

2288. Lien.

Subd. 1.—Applied in First State Bank of Le Sueur v. Sibley County Bank, 96 Minn. 456, 105 N. W. 485, 489.

Subd. 3.—Before the adoption of the Revised Laws it was held that a lien could not be created upon a mere right of action for personal tort. Boogren v. St. Paul City R. Co., 97 Minn. 51, 106 N. W. 104, 3 L. R. A. (N. S.) 379, 114 Am. St. Rep. 691.

This subdivision does not apply to actions brought prior to the time the Revised Laws went into effect.—Northrup v. Hayward, 102 Minn. 307, 113 N. W. 701.

See *In re Nethaway*, 121 N. W. 418.

Subd. 5.—This subdivision gives an attorney a lien upon a judgment procured as a result of his services to the extent of his agreed compensation from the time notice thereof is given the judgment debtor. No special form of notice is required, nor need it be given in any particular way. Actual notice of the claim is sufficient to protect the rights of the attorney. Payment by the debtor to the creditor of a judgment upon which the attorney has such a lien, with notice of the claim, is void as to the attorney to the extent of his lien, and the satisfaction of the judgment may be set aside and the judgment reinstated, to enable the attorney to proceed by execution to satisfy his claim. Northrup v. Hayward, 102 Minn. 307, 113 N. W. 701.

2289. Refusal to surrender property to clients.

Subd. 2.—The district court had jurisdiction to entertain proceedings to enforce a lien, although the action in which the services had been rendered had been settled and dismissed.—*In re Nethaway*, 121 N. W. 418.

2290. Removal or suspension.

Subd. 2.—See State Board of Examiners in Law v. Reynolds, 98 Minn. 44, 107 N. W. 144; State Board of Examiners in Law v. Byrnes, 100 Minn. 76, 110 N. W. 341; State Board of Examiners in Law v. Palmer, 103 Minn. 522, 114 N. W. 1133; State Board of Examiners in Law v. Hart, 104 Minn. 88, 116 N. W. 212, 17 L. R. A. (N. S.) 585.

CERTIFIED ACCOUNTANTS.

[2294—]1. Board of accountancy.—That a board of examiners, to be known as the State Board of Accountancy, is hereby created to carry out the purposes and enforce the provisions of this act. Said board shall consist of three citizens of this state to be appointed by the governor and who, with the exception of the members first to be appointed, shall be the holders of certificates issued under the provisions of this act and shall hold office for the term of three years and until their successors are appointed and qualified. The first members of said board shall be skilled in the