

CHAPTER 26:

AN ACT TO AMEND SECTION TWO HUNDRED AND SIXTY-TWO (262) OF CHAPTER SIXTY-SIX (66) OF THE GENERAL STATUTES OF A. D. ONE THOUSAND EIGHT HUNDRED AND SEVENTY EIGHT (1878), RELATING TO CIVIL ACTIONS.

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

Dismissal of
action.

SECTION 1. Section two hundred and sixty-two (262) of chapter sixty-six (66) of the General Statutes of A. D. one thousand eight hundred and seventy-eight (1878) is amended by adding at the end of Subdivision First, the following proviso, to-wit: *Provided*, That an action on the same cause of action against any defendant shall not be dismissed more than once without the written consent of the defendant, or an order of the Court on notice and cause shown.

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

Approved November 22, 1881.

CHAPTER 27.

AN ACT TO AMEND SECTION EIGHTY-FOUR (84) OF CHAPTER (36) OF GENERAL STATUTES OF A. D. ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO LEVYING ONE MILL SCHOOL TAX.

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

County Auditor to make
levy.

SECTION. 1. Section eighty-four (84) of chapter (36) of General Statutes A. D. one thousand eight hundred and seventy eight (1878), be and the same is hereby amended by inserting in said section after the words "in his said county," appearing in the twelfth (12th) line of said section as printed and published in said statutes the following: *Provided*, That if in any case the County Commissioners shall neglect, refuse or

fail to make such levy as herein provided for the County Auditor shall nevertheless extend the same upon the assessment rolls of the year the same as if such levy had been so made by the said County Commissioners.

SEC. 2. This act shall take effect from its passage.

Approved November 22, 1881.

CHAPTER 28.

AN ACT TO AMEND SECTION ONE HUNDRED (100), OF CHAPTER EIGHT (8), OF THE GENERAL STATUTES OF A. D. ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO COUNTY COMMISSIONERS.

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

SECTION 1. That section one hundred (100), of chapter eight (8), of the General Statutes of one thousand eight hundred and seventy-eight (1878), as amended by chapter fifty-two (52), of the General Laws of 1881, be and the same is hereby amended so as to read as follows:

Sec. 100. The county commissioners shall each receive three dollars (\$3.00) per day for each day they are necessarily employed in transacting the county business, and ten (10) cents per mile for every mile necessarily traveled in going to and returning from the meetings of the board, or in the discharge of any official duty, under the direction of the board, computed by the nearest traveled route; but no commissioner shall receive pay for more than twenty (20) days' attendance at meetings of said board, or mileage for attendance upon more than six (6) sessions in any one official year, nor pay for more than twenty-five (25) days for all his services as commissioner in any one year; and the county auditor in drawing his warrant upon the county treasurer for the pay and traveling fees prescribed in this section, shall specify upon the face of said warrant the number of days of service and the amount of mileage for which such warrant is issued; and any county auditor who shall issue his warrant for the payment of any amount in excess of the pay and traveling fees prescribed in this section shall forfeit to the county the amount of such excess, to be deducted from his salary. *Provided*, That whenever extra meetings of the board of county commissioners are rendered necessary to protect the property and interests of the county, because of the default, malfeasance or misconduct in office of any county officer, or because of the

Pay of county
commissioners

Warrant to
specify service

Extra meet-
ings and com-
pensation
therefor.