

*ritory, from permitting or allowing such dog to be at large within such territory unless such dog shall be so effectively muzzled that it cannot bite any other animal or any person.*

*It shall be the duty of all local peace officers and all health officers to enforce the provisions of this act and any person violating any of its provisions shall be guilty of a misdemeanor.*

Such proclamation, when issued by the executive officer of a town or village board of health, shall be filed with the town or village clerk, respectively; when issued by the chief health officer of a city, it shall be filed with the city clerk; when issued by the state official hereinbefore named, it shall be filed with the clerk of each town, village and city within the territory specified therein.

It shall be the duty of each officer with whom such proclamation is filed as aforesaid, to forthwith publish a copy thereof in one issue, at the expense of his municipality, in a legal newspaper published in the town, village or city of which he is clerk, if such a newspaper is published therein, and if there be no newspaper published therein, then, to post a copy of such proclamation in three public places therein.

Proof of publication shall be made by affidavit of the publisher in the one case, and of posting, in the other, by the person posting the same, which affidavit shall be filed with the proclamation. Such proclamation shall be deemed effective and in full force five days after the publication or posting of copies thereof, as hereinbefore provided for, and shall remain in full force and effect for a period of time therein designated not exceeding six months, as shall be determined by the officer making such proclamation.

Approved February 20, 1929.

---

#### CHAPTER 35—S. F. No. 340

*An act to amend General Statutes 1923, Section 5402, and Paragraph (a) of Section 5403, and to repeal Subdivision 1 of Paragraph (b) of said Section 5403, all as amended by Chapter 230, General Laws, 1925, relating to the suppression of dangerous, infectious and contagious diseases of animals and the payment of indemnity upon the slaughter of diseased animals.*

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

Section 1. **Diseased horses and cattle to be killed—Rate of compensation to owner.**—That Section 5402, General Statutes 1923, as amended by Chapter 230, General Laws 1925, be and the same hereby is amended so as to read as follows:

“5402. Whenever the State Livestock Sanitary Board (here-

inafter called the board) shall decide upon the killing of an animal affected with the disease of tuberculosis, *paratuberculosis*, or glanders, it shall notify the owner or keeper *thereof* of such decision *and* when in the judgment of the board, such animal may be ordered transported for immediate slaughter by said board, through its executive officer to any abattoir where the United States Bureau of Animal Industry maintains inspection, or where the United States Bureau of Animal Industry or the board may establish field post mortem inspection, and said board shall pay all reasonable transportation and other charges connected with the transportation and slaughter of such animal.

Before the animal is removed from the premises of the owner, the representative or authorized agent of the board shall agree in writing with the owner as to the value of such animal; in the absence of such agreement, there shall be appointed three (3) competent disinterested men, one appointed by the board, one by the owner, and a third by the first two, to appraise such animal at its cash value, taking into consideration the condition of the animal as to the disease and its present and probable effect on the animal; *provided, however, that the appraisal of steers shall be limited to the actual market beef value of the animal at the time of the appraisal.*

Such appraisal shall in no case exceed \$100 for a cow and \$125 for a horse, except in the case of pure bred cattle and horses where the pedigree shall be proved by certificates of registration from the herd books where registered, and in that case the maximum appraisal shall not exceed \$200.

The appraisements made under this act shall be in writing and signed by the appraisers and certified by the board, to the auditor of the state, who shall draw a warrant on the state treasurer for the amount due the owner."

Sec. 2. Tubercular and glandered animals to be paid for.— That Paragraph (a) of Section 5403, General Statutes 1923, as amended by Chapter 230, Laws of 1925, be and the same hereby is amended so as to read as follows:

"5403. (a) Notwithstanding any provision of this chapter to the contrary, neither cattle affected with tuberculosis, *paratuberculosis*, nor glandered horses shall be killed as such until they have been inspected by a veterinarian appointed by the board, and are pronounced by him to be so diseased.

For each animal slaughtered because of tuberculosis, *paratuberculosis*, or glanders, the value of the net salvage of the carcass shall be deducted from the appraised value of the living animal; two-thirds of the remainder shall be paid to the owner by the state, *but the amount paid by the state shall in no case exceed the*

*sum of \$50 for a grade bull, steer or cow, or the sum of \$100 for a pure bred bull or cow. In all cases where the Federal Bureau of Animal Industry compensates the owner for such animal, in whole or in part, the amount of such compensation so received from the Federal Government shall be deducted from the amount of indemnity which would be otherwise payable by the state."*

Sec. 3. Acts repealed.—That Subdivision 1 of Paragraph (b). of Section 5403, General Statutes 1923, as amended by Chapter 230, General Laws 1925, be and the same is hereby repealed.

Approved February 20, 1929.

---

#### CHAPTER 36—S. F. No. 332

*An act to amend Section 5446, General Statutes 1923, relating to permits to administer hog cholera virus, and prohibiting the use or administration of virulent blood or hog cholera virus unless permit therefor is issued by the State Live Stock Sanitary Board.*

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

Section 1. Must have permits to administer virus.—That section 5446, General Statutes 1923, be and the same hereby is amended so to read as follows :

*"5446. No person shall use or administer virulent blood or hog cholera virus within this state unless he shall have been granted a permit by the board authorizing him to use or administer the same. Such permits shall be in writing and shall be issued only to such persons as in the opinion of the board are qualified to administer the same and shall only be used or administered in infected territory. The area within a radius of six miles from premises whereon hog cholera exists, or has existed within the preceding twelve months, shall constitute infected territory. Qualified licensed veterinarians may administer virulent blood or hog cholera virus in non-infected territory upon receipt of a special permit to administer the same to hogs on an individual farm. All permits shall require the holders thereof to comply with all quarantine regulations of the board and may be cancelled by the board upon it appearing that the holder thereof is no longer a proper person to administer such virulent blood or hog cholera virus."*

Approved February 23, 1929.

---

#### CHAPTER 37—H. F. No. 258

*An act fixing the salaries and clerk hire of the County Auditor, County Treasurer and Judge of Probate in counties now or hereafter having not less than thirty-eight nor more than forty-two full*