

CHAPTER 277—S. F. No. 3

[Not Coded]

An act authorizing certain cities of the fourth class to incur indebtedness and to issue bonds for the purpose of acquiring, constructing and equipping a community hospital and the levying of taxes therefor.

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

Section 1. Cities fourth class, acquiring hospital. Any city of the fourth class having a population of not less than 5,000 and an assessed valuation of more than \$3,000,000, and of which valuation more than 25 percent consists of iron ore, may incur indebtedness and issue and sell its bonds, in an amount not to exceed \$500,000, for the purpose of acquiring, constructing, and equipping of a community hospital.

Sec. 2. Bond issue. Such bonds shall be issued and sold pursuant to the provisions of Minnesota Statutes, Chapter 475, and may be issued in excess of any limitations upon indebtedness provided by charter or law.

Sec. 3. Tax levy for payment of bonds. The governing body of the city may levy taxes for the payment of such bonds and interest thereon without limitation as to rate or amount and in excess of existing limitations, and the moneys collected on these tax levies, shall be used only for the payment of these bonds and the interest thereon.

Sec. 4. The authority to issue bonds hereunder shall expire January 1, 1959.

Approved April 3, 1957.

CHAPTER 278—S. F. No. 280

An act relating to timber; authorizing the commissioner of conservation to have timber scaled at a designated point; amending Minnesota Statutes 1953, Section 90.26.

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

Section 1. Minnesota Statutes 1953, Section 90.26, is amended to read:

90.26. Scaling of timber; reports; examinations of land and timber covered by permits. The surveyor general shall scale all timber cut on lands in charge of the director, except as expressly provided otherwise in this chapter. All scaling

shall be done upon the land from which the timber was cut: *provided that the commissioner of conservation subject to the approval of the Surveyor General, when in his opinion it is in the best interest of the state, may designate in writing to the holder of a sale permit another location where such timber may be scaled, counted or measured*; all logs scaled shall be numbered consecutively, and the number of each entered upon the minutes of the scaler. No state timber shall be removed from the land where it was cut until it has been so scaled or counted *except as herein provided*. Any person removing any such timber from the land where it was cut, *or from the place designated by the commissioner of conservation*, before it has been so scaled or counted shall be guilty of a felony and may be prosecuted criminally therefor.

The surveyor general shall make to the director separate reports of all such timber by him scaled, covering the respective permits. Each report shall describe the land on which the timber was cut, and state the names of the persons cutting, the person for whom the cutting was done, and the person hauling the timber, the quantities of each kind or species of timber, the state marks used thereon, the number of logs or pieces, and the total number of feet or other units of measurement, as the case may be. Each report shall state specifically whether the scaling was done upon the land from which the timber was cut; whether the cutting was done without unnecessary waste or damage; whether all timber cut has been scaled and reported and whether the timber has been marked with the state marks specified in the permit. The surveyor general shall report to the director any trespass coming to his knowledge.

Final examination of lands and timber covered by any permit may be made by any state appraiser at or subsequent to the expiration of the permit or of any cutting season and it shall be the duty of such appraiser to ascertain and report the amount of any timber covered by the permit and cut and left on the land or left standing thereon, but he shall not report any timber cut and left which has been marked as scaled by the surveyor general. This final report of the state appraiser shall be deemed supplementary to the report of the surveyor general and shall have the same force and effect as though made by the surveyor general.

In making of any scale of state timber such allowance shall be made for defects therein as will make the same equal to merchantable timber.

Approved April 3, 1957.
