

state, and in such case the stipulation may be that any legal process served on the insurance commissioner, and also on the person in charge of such office at the time when service is made, shall have the same effect as if served personally on the company, and that if there be no person in charge, or if he keeps himself concealed, or avoid service, such process may be served on him, or at such office, by publication, or posting or otherwise, in the manner which shall then be prescribed by the law of this state for substituted service, and that if such company should cease to maintain such office in this state so designated, such process may thereafter be served on the insurance commissioner alone.

Act takes effect.

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

Approved March 8, 1873.

CHAPTER XIX.

AN ACT TO ENCOURAGE THE PLANTING AND GROWING OF TIMBER AND SHADE TREES.

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

SECTION 1. That every person planting one acre or more of prairie land, within five years after the passage of this act, with any kind of forest trees, except black locust, and successfully growing and cultivating the same for three years, and every person planting, protecting and cultivating for three years, one half mile or more of forest trees, along any public highway, said trees to be planted so as to stand not more than one rod apart at the end of three years, and when planted on each side of any highway, such trees shall not be planted within the four rod limit of such highway, shall be entitled to receive for ten years thereafter, an annual bounty of two dollars for each acre, and two dollars for each half mile so planted and cultivated, to be paid out of the state treasury; but such bounty shall not be paid any longer than such grove or

Terms of the
bounty offered for
tree planting.

line of trees is maintained and kept in a growing condition.

SEC. 2. Any person wishing to secure the benefit of this act, shall within three years after planting such grove, or line of trees, and annually thereafter, file with the county auditor of the county in which the same is located, a correct plat of the land, describing the section, or fraction thereof, on which such grove, or line of trees, has been planted or cultivated, and shall make due proof of such planting and cultivation, as well as of the title to the land, by the oath of the owner and the affidavit of two householders residing in the vicinity, setting forth the facts in relation to the growth and cultivation of the grove, or line of trees, for which such bounty is demanded. The several county auditors shall annually, on or before the first day of August, forward to the state auditor a certified list of all the lands and tree planting reported and verified to them in compliance with this act, with the names and postoffice address of the respective owners thereof; Providing, this act shall not apply to any railroad company for planting of trees within two hundred feet of its track for the purpose of snow fence.

How the claims to tree bounty are to be made.

SEC. 3. If the state auditor shall find that the provisions of this act have been duly complied with, he shall issue to the several applicants entitled thereto, his warrant upon the state treasurer for the bounty named in the first section, on or before the first Monday of October in each year. *Provided*, That if the aggregate of the bounty so applied for shall, in any one year, exceed twenty thousand dollars, it shall be the duty of the state auditor, on the first Monday of October, in such year, to equitably distribute twenty thousand dollars, and no greater sum, among the claimants who may be entitled to the aforesaid bounty, and his warrants for such pro rata shall relieve the state from further claims for such year.

How bounty to be paid.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved Feb. 20, 1873.