

CHAPTER 94.

AN ACT TO ENABLE THE SOLDIERS ORPHANS' HOME OF MINNESOTA TO PAY MONEY TO THE STATE AND TO PROVIDE FOR THE DISPOSITION THEREOF.

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

SECTION 1. The State Treasurer is hereby authorized and empowered to receive any money which may be paid to the State by the Soldiers Orphans' Home of Minnesota, and all money so paid to the State shall be credited to and become a part of the State Institutions' Fund.

SEC. 2. Whenever, and as often as any money shall be paid to the State as hereinbefore provided it shall be the duty of the State Treasurer to credit the amount so paid to the State Institutions' Fund upon the books of his office, and he shall execute duplicate receipts therefor, one of which he shall deliver to the person so paying the money and the other he shall forthwith deliver to the State Auditor, who shall charge the State Treasurer with the amount thereof, and shall enter the same upon the books of his office as an appropriation to the soldiers' orphans, and whatever sums are paid into the treasury as provided herein, are hereby appropriated for the support of the soldiers' orphans to be drawn and paid out upon the orders of the board in charge of the soldiers' orphans.

Duplicate receipts to be executed.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 10, 1879.

CHAPTER 95.

AN ACT TO REGULATE THE GRADING AND WEIGHING OF WHEAT IN THE STATE OF MINNESOTA.

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

SECTION 1. There is hereby created a lawful standard for determining the grade of wheat in this State, which shall be the legal half bushel measure and, a measured bushel by the same when weighed, shall fix the grade of wheat in the number of pounds constituting the general grades of wheat as may be from time to time fixed or established by the farmers' board of trade of this State as hereinafter provided.

SEC. 2. The several grades of wheat fixed and established under the provisions of this act shall be a legal tender in payment or in fulfilling any contract stipulating to pay or deliver a like grade of wheat in this State.

To be a legal tender.

SEC. 3. Any person, association or corporation, or any representative thereof who shall knowingly cheat or falsely weigh any wheat or other agricultural products, or in the weight of the grade of wheat, or who shall use any other measure or device in determining the grade of wheat as purchaser or weigher of the same, than that which is or may be prescribed and in force under the provisions of this act, shall be deemed guilty of a misdemeanor, and on conviction thereof before any court of competent jurisdiction, shall be punished by a fine of not less than fifty (50) dollars nor more than one-hundred (100) dollars for each offence, and the cost of prosecution, or by imprisonment in the county jail not less than fifty (50) days nor more than sixty (60) days or both.

SEC. 4. If the parties to the sale of any wheat shall consent it may be lawful to use a two (2) quart measure to determine the grade of wheat provided said two (2) quart measure shall be sealed as hereinafter provided, and so arranged as to easily demonstrate that it is truly balanced with any means of weighing the same, and that such measure is filled in such manner and by such methods and devices as may be prescribed and approved by the farmers' board of trade of the State.

SEC. 5. It shall be the duty of the farmers' board of trade of the State to designate what shall be the means of filling the measures to be used under the provisions of this act in testing the grade of wheat, and to prescribe such methods as shall best secure uniformity in determining the grades of wheat, and they shall require that all measures used and means of weighing employed in grading wheat, to be sealed and stamped by the lawful sealer of weights and measures. Said board of trade shall fix and designate the several grades of wheat to be in force each year, after their annual meeting in September, and to cause to be published a circular for the use of grain dealers in the State, defining the rules and regulations to be observed in the grades of wheat, and testing the same, and naming such methods and devices therein to be used in the manner of filling the half bushel and the two (2) quart measure, if its use shall be authorized under the provisions of this act.

SEC. 6. It shall be the duty of the County Attorney in each and every county in this State, whenever it shall come to his knowledge by the affidavit of the party complaining or otherwise, that any person, association or corporation has violated in said county any of the provisions of this act, to commence proceedings within ten days after receiving such affidavit or other information against the party so offending, in the name of the State of Minnesota, and all the costs of such prosecution shall be paid out of the funds of said county by the board of county commissioners of the same.

SEC. 7. All fines recovered under this act shall be paid into the county treasury and applied to the general expense of the county.

Penalty for using any other measure or device.

Use of two quart measure, when.

Duty of board of trade.

Shall publish a circular.

Duty of county attorney.

Fines.

SEC. 8. It is hereby made the duty of the Governor to appoint three men in this State, who are well skilled in agriculture, and who are not directly or indirectly interested in the business of buying and selling of wheat; and it shall be the duty of said persons so appointed, to have and exercise the powers conferred upon said board of trade, and to carry out the provisions of this act as herein prescribed, until such times as the farmer's board of trade shall have organized to carry out the provisions of this act, or for the term of two (2) years, if said board of trade shall fail to organize as aforesaid. *Provided*, That no royalty shall be charged to the people of the State of Minnesota.

Duty of
governor.

SEC. 9. This act shall take effect and be in force from and after its passage.

Approved March 11, 1879.

CHAPTER 96.

AN ACT TO AUTHORIZE PERSONS WHO HAVE COMPLIED WITH THE LAWS AS TO PLANTING AND CULTIVATING TIMBER AND SHADE TREES AUTHORIZED TO PLANT AND MAKE APPLICATION FOR BOUNTY UP TO JULY THIRTY-FIRST (31ST), ONE THOUSAND EIGHT HUNDRED AND SEVENTY-NINE (1879).

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

SECTION 1. Any person who has complied in full with all the requirements of the law in force upon the planting of timber and shade trees in this State, but who have through mistake, inadvertence, inability, or otherwise have failed to measure, plat and lay out such land so planted to trees and make the necessary application to obtain a bounty therefor as required by law, may so measure, plat and lay out said land and make said application for bounty as aforesaid at any time previous to the thirty-first (31st) day of July, one thousand eight hundred and seventy-nine (1879), which said proceedings shall be subject to all the laws now in force upon this subject, and said person when so complying with the foregoing provisions shall be entitled to the same bounty as if said application had been made within the time heretofore required by law.

Application
for bounty to
be made, when

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

Approved March 10, 1879.