

## CHAPTER 101.

AN ACT TO AMEND SECTION TWO (2) OF CHAPTER FORTY-EIGHT (48) OF THE LAWS OF A. D. ONE THOUSAND EIGHT HUNDRED AND EIGHTY-THREE (1883), RELATING TO DEPUTIES AND TO FEES OF CLERKS IN DISTRICT COURTS.

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

Add county of  
Dakota.

SECTION 1. That section two (2) of chapter forty-eight (48) of the laws of A. D. one thousand eight hundred and eighty-three (1883) be amended by adding after the words "Hennepin or Ramsey" in the last line of said section two (2) the words "or Dakota."

When act to  
take effect.

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

Approved January 28, 1885.

## CHAPTER 102.

AN ACT TO AMEND CHAPTER THIRTY-EIGHT (38) OF THE GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO PUBLIC LANDS.

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

SECTION 1. That section two (2) of chapter thirty-eight (38) of the general statutes of one thousand eight hundred and seventy-eight (1878) be and the same is hereby amended by adding thereto the words: "In the absence or inability of the auditor, the deputy state auditor shall perform the several duties required of the auditor in his capacity as land commissioner."

When duties  
may be per-  
formed by  
deputy.

SEC. 2. That section six (6) of said chapter thirty-eight (38) be and the same is hereby amended by adding thereto the words "and when said pine timber has been sold and removed the land may be appraised and sold in the same manner and on the same terms as other lands are appraised and sold under the provisions of this chapter.

Appraisalment  
of land when  
pine timber has  
been sold—how.

SEC. 3. That section eight (8) of said chapter thirty-eight (38) be and the same is hereby amended by adding thereto the following: "The commissioner may in his dis-

cretion, on or before the day of sale, withdraw any lands that may have been advertised for sale or included in any list to be offered in any county."

May withdraw lands from sale —when.

SEC. 4. That section thirty-six (36) of said chapter thirty-eight (38) be and the same is hereby amended by adding thereto the following: "County treasurers giving such bonds shall be entitled to a fee of one-half ( $\frac{1}{2}$ ) of one (1) per cent on each dollar collected or received by them in payment of principal or interest on state lands, which fee shall be payable from the interest fund of the class of lands on which payment is made to said treasurers, and said fee shall not be payable to the county under any provision requiring county treasurers to pay fees received into the treasuries of their respective counties, and the necessary sums for the payment of such fees are hereby annually appropriated from the several interest funds."

Fees of county treasurers in certain cases.

SEC. 5. That section forty-four (44) of said chapter thirty-eight (38) be and the same is hereby amended by striking out the word "or" where it occurs in the seventh (7th) line of said section before the word "Missouri," and inserting after the word "Missouri" the words "Alabama, Georgia and Tennessee," and by striking out the word "six" (6) in the eighth (8th) line of said section and inserting the word "three" (3) in lieu thereof, and by inserting after the word "auditor," in the twenty-eighth (28th) line of said section the words "and state treasurer."

Strike out and insert.

SEC. 6. That section forty-five (45) of said chapter thirty-eight (38) be and the same is hereby amended by striking out the word "and" before the word "Iowa," in the last line of said section and inserting after said word "Iowa" the words "Alabama, Georgia and Tennessee."

Strike out and insert.

SEC. 7. That section forty-seven (47) of said chapter thirty-eight (38) be and the same is hereby amended by striking out the words "by the surveyor of logs and lumber of the said district in which the land is situated upon the request and subject to the approval of the said commissioner" where they occur in the ninth (9th) line, tenth (10th) and eleventh (11th) lines of said section and inserting the words "by the land commissioner" in lieu thereof.

Strike out and insert.

SEC. 8. That section forty-eight (48) of said chapter thirty-eight (38) be and the same is hereby amended by striking out the words "surveyor of logs and lumber," where they occur in the seventh (7th) line of said section and inserting the words "provisions of this chapter" in lieu thereof, and by adding to the end of said section the following proviso: *Provided*, That if for any reason any person or persons bid more than the estimated price per thousand feet of said timber he shall, before having his bid accepted, deposit with the commissioner a certified check, payable to the order of the state treasurer, for one hundred (100) dollars, as a guaranty that he will execute the necessary bonds and permits to complete the purchase under his

When bid for purchase of timber may be accepted.

When sale may  
be cancelled.

Designation of  
log mark.

When not re-  
quired to com-  
ply.

Punishment for  
neglect.

Strike out April  
and insert May.

When act to  
take effect.

bid and in case he does not comply with the law and execute such bonds and permits within thirty (30) days after said bid, then said certified check shall be delivered to the state treasurer, and be by him placed to the credit of the proper permanent fund. If the person depositing such check shall complete the purchase within the specified time of thirty (30) days, then he shall be entitled to have such check returned to him. If any person or persons bid at said sale and purchase timber at the estimated price and fails to execute within thirty (30) days the necessary bonds and permits to entitle them to cut the timber on the land bid for, then said sale shall be canceled by the commissioner; *And provided further*, That whenever any person or persons shall cut or cause to be cut any log or logs upon any of the lands belonging to this state, such person or persons shall at the time any such log is cut, in addition to all other marks necessary to designate such log as the property of such person or persons, distinctly mark or cause to be distinctly marked upon each and every log the letters M. I. N., which mark shall be taken, deemed and considered full and complete notice to all persons that the state has or may have the absolute ownership of such log or logs, or has or may have a lien thereto; *Provided, however*, That where any person or persons shall have heretofore or shall hereafter purchase the right to clear any of the lands belonging to this state and shall have paid for the same, such person or persons shall not be required to comply with the provisions of this section so far as the same relates to marking the logs, cut from such lands; *And provided further*, That any person or persons who shall cut or cause to be cut upon any lands belonging to this state, any log or logs and who shall fail or neglect to mark or cause to be marked any such log or logs as provided in this section shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by imprisonment in the county jail for a period not exceeding one (1) year or by a fine not exceeding one thousand (1,000) dollars or by both.

SEC. 9. That section fifty (50) of said chapter thirty-eight (38) be and the same is hereby amended by striking out the word "April," where it occurs in the fifth (5th) line of said section and inserting the word "May" in lieu thereof.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved March 9, 1885.