

CHAPTER 98.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT RELATING TO THE KNIFE FALLS BOOM CORPORATION IN CARLTON COUNTY," APPROVED FEBRUARY TWENTY-NINTH (29TH), A. D. ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO (1872).

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

SECTION 1. That section four (4) of an act entitled "An act relating to the Knife Falls Boom corporation in Carlton county," approved on the twenty-ninth (29th) day of February, in the year of our Lord one thousand eight hundred and seventy-two (1872), as the same is amended by chapter seventy-three (73) of the special laws, A. D. one thousand eight hundred and seventy-eight (1878), be and the same is hereby amended so as to read as follows:

Sec. 4. The said corporation is entitled to the following compensation for boomage, which also includes the scaling, assorting and delivery of logs, to-wit: Forty-five (45) cents per thousand (1,000) feet, until the legislature shall alter or change the same hereafter, computed from the scale bills so required to be made by the surveyor general or his deputy, which scale bills shall be conclusive proof of the quantity therein stated; *Provided*, No charge shall be made exceeding twenty-five (25) cents per thousand (1,000) feet for booming, assorting, counting, estimating, recording such estimate, and delivering, all logs destined for all points below Knife Falls.

SEC. 2. All of the last mentioned logs shall be estimated in thousand (1,000) feet by the surveyor general or his deputy, at the boom works of said corporation, which estimate shall be based upon a count of said logs, made by him or his deputy, and it shall be his official duty, by himself or his deputy, when so required, to count and estimate, in the manner aforesaid, all logs destined for all points below Knife Falls, and to keep a true and correct record of such counting and estimate for the use of all parties concerned, and which record shall be conclusive proof of the quantities therein stated; *Provided*, That the fees of the surveyor general for the counting of said logs and the estimate thereof, and record of said counting and estimate as aforesaid, shall be two (2) cents per thousand (1,000) feet; *And provided further*, That such counting and estimate of said last mentioned logs shall be in lieu of, and the equivalent of, the scaling of the same for all purposes whatever.

SEC. 3. All of the said last mentioned logs shall, at the lower limits of the company's territory, be turned loose in the river without assorting from each other and without scaling, and at that point delivered to and thereafter subject to the care and custody of their respective owners; *Provided*, That when prepayment of the aforesaid compensation on account of said logs for service rendered by said corporation,

as aforesaid, shall not be made, the owner of said logs shall be personally liable for said compensation, anything in said act to the contrary, notwithstanding.

SEC. 4. If said logs destined for points below Knife Falls are unreasonably detained by said boom company by reason of inadequate boom works or facilities for handling the logs coming into its possession or by reason of insufficiency in operating the same, or otherwise, said company shall be liable for all damages resulting from such unreasonable detention.

SEC. 5. All acts or parts of acts inconsistent herewith are hereby repealed.

SEC. 6. This act to take effect and be in force from and after its passage.

Approved March 5, 1885.

CHAPTER 99.

AN ACT TO AMEND SECTION THREE (3) OF CHAPTER THIRTY (30) OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-FIVE (1865), BEING AN ACT TO ORGANIZE A BOARD OF EDUCATION FOR THE CITY OF OWATONNA, APPROVED FEBRUARY TWENTY-FOURTH (24TH), ONE THOUSAND EIGHT HUNDRED AND SIXTY-FIVE (1865).

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

SECTION 1. That section three (3) of chapter thirty (30) of the special laws of one thousand eight hundred and sixty-five (1865), as the same is amended by section one (1) of chapter ninety-five (95) of the special laws of one thousand eight hundred and sixty-nine (1869), be and the same is hereby amended so as to read as follows:

Sec. 3. Said board of education shall, on or before the first (1st) day of September in each year, submit to the common council of said city of Owatonna, a statement of the amount of money necessary to be raised by tax, with the amount received from other sources, to maintain the school or schools in said district, for at least six (6) months in each year, together with the amount required for fuel, rent and repairs necessary for the continuance of such schools, and that said board of education shall have the power to levy upon the taxable property of said district the amount of said statement; said tax to be levied and collected as other taxes in said county of Steele are levied and collected.

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

Approved February 10, 1885.