

But if upon post-mortem examination such animal shall be found to be afflicted with tuberculosis or glanders, then and in that case the value of the carcass shall be deducted from the appraised value of the living animal and three-fourths (3-4) of the remainder shall be paid to the owner by the state, *provided* the animal has been kept for one year in good faith in the state prior to killing thereof.

The owner or keeper may file with the board, which has ordered the killing, within forty-eight (48) hours after being notified, a protest stating therein under oath that to the best of his knowledge and belief the animal is not infected with tuberculosis or glanders; blank protests shall be furnished owner by the board which has ordered such killing. Thereupon if the animal be killed, an autopsy shall be held by three experts, who shall be graduate veterinarians of a recognized college, one appointed by the state board, one by the owner, to be paid by the owner, and the third by the first two, to be paid by the state, who shall appraise such animal before it is killed at its cash value, and the autopsy shall then be held upon such animals by the above mentioned veterinarians.

Owner may file protest.

If the autopsy shows that the animal is entirely free from any such disease, the cash value thereof immediately before the killing shall be paid to the owner by the state, less the value of the carcass. The appraisements made under this act shall be in writing and signed by the appraisers and certified by the local board of health and the state live stock sanitary board, respectively, to the auditor of the state, who shall draw a warrant on the state treasurer for the amount thereof.

Payment of cash value.

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

Approved April 6, 1905.

CHAPTER 116.

H. F. No. 658.

An act to authorize county commissioners in counties of two hundred and twenty-five thousand inhabitants or over to constitute certain public roads or highways therein county roads.

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

SECTION 1. That in any county of this state having two hundred and twenty-five thousand inhabitants or

Commissioners authorized to make roads.

over, it shall be lawful for the county commissioners, and they are hereby authorized and empowered to make, constitute and declare any public highway or road in such county outside of the corporate limits of any incorporated city or village therein, a county road: and they are hereby given general supervision over such roads with full power to appropriate such sums of money from the county treasury of such county as they may deem advisable for improving the same; *provided* that nothing contained in this act shall be so construed as to relieve the supervisors or overseers of highways of any town in such county from any of the duties imposed upon them by existing laws relating to roads, cartways and bridges, nor to repeal any existing special law relating to roads, cartways and bridges applicable to such county.

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

Approved April 6, 1905.

H. F. No. 258.

CHAPTER 117.

An act to amend section thirty-six (36) of chapter one hundred seventy-five (175) of the General Laws of one thousand eight hundred ninety-five (1895), as amended by chapter two hundred fifty-eight (258) of the General Laws of one thousand eight hundred ninety-seven (1897), as amended by chapter one hundred ninety-eight (198) of the General Laws of one thousand eight hundred ninety-nine (1899), as amended by chapter ninety-two (92) of the General Laws of one thousand nine hundred three (1903), as amended by chapter three hundred forty-seven (347) of the General Laws of one thousand nine hundred three (1903), providing for the organization of certain mutual fire insurance companies.

Mutual fire insurance companies.

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

SECTION 1. That section thirty-six (36) of chapter one hundred seventy-five (175) of the General Laws of one thousand eight hundred ninety-five (1895), as amended by chapter two hundred fifty-eight (258) of the General Laws of one thousand eight hundred ninety-seven (1897), as amended by chapter one hundred ninety-eight (198) of the General Laws of one thousand eight hundred ninety-nine (1899), as amended by chapter nine-