

CHAPTER 8—H. F. No. 157.

An Act to appropriate money to the Department of Agriculture of the University of Minnesota for the purpose of purchasing timothy, clover and redtop seed for settlers' lands, and for experimental purposes on state lands, burned over in part or in whole by the forest fires in the year 1910, and to provide for the manner of its distribution.

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

\$25,000 for purchase of seeds.—Section 1. That the sum of twenty-five thousand dollars or so much thereof as may be necessary, be and the same hereby is appropriated out of any moneys in the state treasury not otherwise appropriated to the department of agriculture of the university of Minnesota, for the purpose of purchasing and distributing timothy, clover and redtop seed, and such other seed as may be recommended by the dean of said department, for destitute settlers' lands and for experimental purposes of state lands burned over in part or in whole by the fires in the year 1910.

To be distributed among fire sufferers ; how to proceed.—Sec. 2. Any such destitute person desiring to avail himself of the benefits of this act, whose land was burned over in part or in whole by the forest fires of 1910, shall make application in writing, verified by his oath, stating the number of acres that were burned, and the number of such acres he plans to sow to grass crop in the season of 1911, and the number of pounds of timothy, clover, redtop or other seed necessary to sow the same, which application he shall file with the auditor of the county in which he resides. It shall be the duty of the county auditor to file all such applications by him received, and on or before March 15, 1911, he shall give public notice by publication in the official paper of the county for at least one week before the day of meeting, that the county commissioners of said county will meet at his office at a date to be named in said notice, for the purpose of considering the applications which may be received on or before the day of such meeting. The board of county commissioners shall meet on the date so fixed by the auditor and consider all such applications, and make all necessary inquiries into the circumstances of such applicant to ascertain that his case comes within the intent of this act, and thereupon shall, by resolution, fix the amount of timothy, clover, redtop or other seed to be allowed to each applicant, and the total amount for which said county makes application; but no such applicant shall be allowed seed more than is necessary to seed 25 acres of land and the said county auditor shall forthwith transmit

a copy of such resolution to the dean of the department of agriculture of the university of Minnesota, who shall file the same in his office, and such resolution shall be deemed and taken to be an application by said county for the amount of timothy, clover, redtop or other seed specified in said resolution. All applications shall be filed with the said dean on or before April 1, 1911, and no application received after that date shall be considered.

Duties of dean of department of agriculture.—Sec. 3. The dean of the department of agriculture of the university of Minnesota shall immediately upon their receipt consider all the applications certified to him as aforesaid and shall thereupon distribute the timothy, clover, redtop or other seed purchased by moneys made available by this act, between the several counties whose auditors have certified said applications; and in case the amount of seed made available by this act is less than the amount asked for by said counties, said dean shall set apart to each applicant such proportion to amount of its application as the amount asked for bears to the whole amount applicable under this act. But no county shall be awarded a greater amount of seed than is known to have been applied for. The amount of timothy, clover, redtop or other seed allotted each county shall be sent to the auditor of such county; but before sending same the dean of the department of agriculture of the university of Minnesota shall seal the amount each applicant is entitled to, separately, and attach applicant's name thereto. It shall be the duty of the county auditor to distribute the seed to the applicants, but before delivering said seed the auditor shall require receipt for same from said applicants.

Suppressing noxious weeds.—Sec. 4. Where the dean of the department of agriculture of the university of Minnesota deems it necessary for the suppression of noxious weeds and for experimental purposes to sow timothy, clover, redtop or other seeds on burned-over state lands, said department is hereby authorized to do so with seed purchased under this act.

Penalty for violation.—Sec. 5. Any county commissioner who knowingly allows or aids in allowing to any such applicant under this act any timothy, clover, redtop or other seed, unless such applicant belongs to the class referred to, who is destitute of needed seeds, shall be guilty of a misdemeanor.

How sown and planted.—Sec. 6. It shall be the duty of every person who shall be allotted and receive any of said seeds under the provisions of this act to sow or plant the same in a good and husbandlike manner on the burned-over portions of the lands for which said seeds have been so obtained and any

person who shall sell, give away or divert any such seeds to any other or different use than that intended by this act, shall be guilty of a misdemeanor and shall be punished by a fine of not less than twenty-five dollars (\$25.00) or by imprisonment for not less than twenty days.

Dean to examine.—Sec. 7. It is hereby made the duty of the dean of the department of agriculture of the university of Minnesota to cause an examination of the lands in the several counties to which seed has been furnished pursuant to the provisions of this act for the purpose of ascertaining whether or not the experiment of seeding such lands has been successful and the person making such examination shall report his conclusions in reference thereto to said dean of the department of agriculture as soon as reasonably may be after his appointment. The dean of said department of agriculture before purchasing said seed aforesaid shall retain from the appropriation of \$25,000.00 hereinbefore specified such reasonable sum as in his judgment may be necessary for the purpose of paying the necessary expenses of making the examination and report provided for in this section.

Sec. 8. This act shall take effect and be in force from and after its passage.

Approved February 17, 1911.

CHAPTER 9—H. F. No. 48.

An Act to amend Section 2037 of the Revised Laws of 1905 as amended by Chapter 182 of the Session Laws of 1909 relating to the prevention and suppression of forest and prairie fires, and for appropriating money for the prevention and suppression of such fires.

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

Employee making examination held responsible.—Section 1. That section 2037 of the Revised Laws of Minnesota for 1905, as amended by chapter 182 of the Session Laws 1909, is hereby amended so as to read as follows:

Section 2037. Every company operating a railroad shall use upon each locomotive engine a good and efficient spark arrester, which the master mechanic shall cause to be examined each time before leaving roundhouse, and the master mechanic and the employee making such examination shall be held responsible for the good condition of the same, but without relieving the company from its responsibility hereunder.