

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.

Every such company shall keep its right of way clear of combustible materials, except ties and other materials necessary for the maintenance and operation of the road, from April 15 to December 1.

No company shall permit any of its employees to leave a deposit of fire, live coals or ashes in the immediate vicinity of wood land or lands liable to be overrun by fire, and every engineer, conductor or trainman discovering fire adjacent to the track shall report the same promptly at the first telegraph or telephone station reached by him.

In dry seasons every such company shall give its employees particular instructions for the prevention and extinguishment of fires, and shall cause warning placards furnished by the forestry commissioner to be conspicuously posted at every station in the vicinity of forest and grass lands, and, when a fire occurs near the line of its road, shall concentrate such help and adopt such measures as shall be available for its extinguishment.

In dry seasons every such company shall employ at least one patrolman for each mile of its road through lands liable to be overrun by fire to discover and extinguish fires occurring near the line of the road, by which is meant a distance within which a fire could usually be set by sparks from a passing locomotive.

Any company violating any provision of this section shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be fined not less than fifty dollars and not exceeding one hundred dollars and costs of prosecution for each offense, and any railroad employee violating the same shall be guilty of a misdemeanor, and shall be punished by a fine of not less than fifty dollars nor more than one hundred dollars and costs of prosecution, or by imprisonment in the county jail not exceeding ninety days.

Approved February 17, 1911.

CHAPTER 10—H. F. No. 45.

An Act to amend Chapter 306 of the General Laws of 1909, being an act relating to the powers, duties and compensation of judges of municipal courts and to the powers of the common council of cities of the fourth class in certain cases, and legalizing and confirming the organizing of municipal courts in cities of the fourth class.

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

Salary of municipal judge; how fixed and paid.—Section 1. That section 1 of chapter 306 of the General Laws of 1909 be