

CHAPTER 334—H. F. No. 839.

An Act to amend Section 5448, Revised Laws, 1905, as amended by Chapter 74, Laws of 1907, relating to the sale of binding twine manufactured at the Minnesota state prison.

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

Section 1. Discounts may be allowed for binding twine by board of control.—That Section 5448, Revised Laws of 1905, as amended by Chapter 74, Laws of 1907, be and the same is hereby amended so as to read as follows:

Section 5448. The price of binding twine manufactured at the state prison shall be fixed by the warden and the state board of control not later than March 1, each year. *The state board of control, in its discretion, may agree to allow to purchasers of binding twine, a discount from the prices so fixed, on condition payment for twine purchased is made by the purchaser at the time agreed upon for such payment, as follows: on a single purchase and shipment of not less than three thousand (3,000) pounds, one eighth of one cent per pound; on a single purchase and shipment of not less than ten thousand (10,000) pounds, one fourth of one cent per pound; on a single purchase and shipment of not less than a car load lot, one-half of one cent per pound; but no such discount shall be allowed on twine sold during the year 1913.* Such twine shall be sold to actual consumers, in quantities needed for their use, and to dealers within the state, under such rules and regulations as may be provided by said board, for cash or security, approved by the warden. Dealers desiring to purchase such twine shall enter into a written agreement with the state to sell only to actual consumers within the state for their own use. Such agreement shall also provide that when such twine is sold for cash it shall be at a price not greater than one cent per pound above the purchase price and freight from the prison to the station where such twine is sold, and when such twine is sold on time, at a price not greater than one and a half cents per pound above the purchase price and freight, as hereinbefore provided.

Reservation of 3,000,000 pounds. The board shall cause to be held in reserve at the prison until March 1 of each year three million pounds of twine for the purpose of filling club and cash orders received from consumers, and thereafter until July 1 of each year said board shall reduce such reserve to five hundred thousand pounds, after which date all twine shall be sold. The state shall retain a contingent interest in twine so sold, and if any dealer shall violate his said agreement, the state board of control may declare such twine forfeited to the state and retake possession thereof. Every dealer purchasing such twine shall keep it separate from other twine and also keep a correct record of all his sales, showing the date, amount, price and name and post-

office address of purchaser, which shall be open to the inspection of the warden, state board of control and the proper county attorney. Every dealer who shall violate the terms of said written agreement, and every person violating any provision of this section, shall be guilty of a gross misdemeanor.

Twine may be sold to dealers outside state. Provided, that whenever, in the opinion of the state board of control and the warden of the prison, the best interests of the state require such action, such binding twine may be sold to dealers or consumers without the state.

Approved April 17, 1913.

CHAPTER 335—H. F. No. 852.

An Act amending Section 14 of Chapter 384 of the General Laws of Minnesota for 1911, relating to county and judicial drainage ditch proceedings, and to procedure therein, and validating drainage proceedings heretofore had in certain cases.

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

Section 1. Locating of ditches under acts of 1901 and 1905, or both—Procedure.—That Section 14 of Chapter 384 of the General Laws of Minnesota for 1911 be, and the same hereby is, amended so as to read as follows:

Section 14. Where the county board of any county in this state or the judge or judges of any district court of this state has heretofore located, established or caused to be constructed, or has attempted or purported to locate, establish or cause to be constructed any ditch, drain or other water course within their respective jurisdiction under the provisions of Chapter 258, General Laws of Minnesota for 1901, or Chapter 230, General Laws of Minnesota for 1905, or under the provisions of both of said acts and acts amendatory thereof or supplementary thereto, and said county board or said judge of the district court, as the case may be, has found and determined that such ditch, drain or other water course will be of public utility or will promote the public health, and that the benefits or estimated benefits to be derived from the construction thereof are greater than the total cost, including damages awarded and where the contract or contracts for the construction of such ditch have been actually entered into, and the county auditor has executed and filed in the office of the register of deeds, the tabular statement required by law and making assessments for the costs and expenses of location, establishment and construction of the same against the lands, corporations, roads and other property benefited thereby, and no appeal has been taken therefrom, or from any such proceedings, or if appeal was taken, same has been