

fraud, shall use the proceeds of any payment made to him on account of such improvement by the owner of such real estate or person having any improvement made, for any other purpose than the payment for labor, skill, material and machinery contributed to such improvement, while any such labor performed, or skill, material or machinery furnished for such improvement at the time of such payment remains unpaid for, shall be guilty of larceny of the proceeds of such payment so used.

Approved April 10, 1915.

CHAPTER 106--S. F. No. 116.

An Act to amend Section 1672, Revised Laws 1905, as amended by Section 2 Chapter 471 Laws 1907, and Section 1674 Revised Laws 1905, as amended by Section 4 Chapter 471 Laws 1907, relating to mutual hail and cyclone insurance companies.

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

Section 1. Township insurance companies given enlarged powers as to property to be insured.—That Section 1672 Revised Laws 1905, as amended by Section 2, Chapter 471, Laws 1907, be amended so as to read as follows:

No such company shall insure any other property than country churches and school houses, farm dwellings, barns, and other buildings, and hay, grain and other farm products therein, or stored or growing on the premises, *bedding, wearing apparel, printed books, pictures and frames, household furniture, family stores and provisions while therein or in the cellar beneath, farm implements, vehicles and machinery on or off the premises, threshing machines, or live stock* thereon or running at large. No company, in its hail department, shall insure more than 3,200 acres in any one township; there shall be at least one-half mile between each risk assumed by such company, except that risks may be assumed which cover the growing crops upon not more than 320 acres of contiguous or immediately adjacent lands. No such company shall incur, lay out or expend, in any one calendar year, as and for the expenses of conducting such business, more than its application or survey fees and forty (40) per cent of its total premiums or assessments actually collected. But no company shall be required to limit its annual expenses to less than one thousand dollars (\$1,000).

Sec. 2. Guaranty surplus fund salary created may be used for payment of losses and expenses.—That Section 1674 Revised Laws 1905, as amended by Section 4, Chapter 471, Laws 1907, be amended so as to read as follows:

Every such company shall create and maintain a guaranty surplus fund and shall annually set aside and credit thereto,

on the day its annual assessment falls due, all the income of the preceding year in excess of the amount required for the payment of its losses and its legal expenses. Whenever such fund has to its credit \$120,000, the directors shall by resolution declare a dividend to its members of \$20,000 thereof. The remaining \$100,000 shall be invested according to law. *Provided, however, that any company organized exclusively to write insurance against loss or damage by cyclone, tornado and wind-storm, or any one or more of them, upon the mutual plan, which has heretofore in accordance with law or otherwise established and maintained such guaranty surplus fund, may hereafter use the same for the payment of its losses and expenses in the same manner as any other funds of such company available for that purpose and that such company need not hereafter create or maintain such guaranty surplus fund.*

Approved April 10, 1915.

CHAPTER 107—S. F. No. 115.

An Act to amend Section 13, Chapter 411, Laws 1909, as amended by Section 3, Chapter 80, Laws 1913, relating to township mutual insurance companies.

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

Section 1. Township insurance companies given right to insure country store buildings and threshing machines—Laws to express application.—That Section 13, Chapter 411, Laws 1909, as amended by Section 3, Chapter 80, Laws 1913, be amended so as to read as follows:

No township mutual fire insurance company heretofore organized and no company organized pursuant to this act shall insure any property outside of the limits of the town or towns in which such company is authorized by its certificate or articles of incorporation to transact business, except personal property temporarily outside of such authorized territory and except as hereinafter further provided; nor shall any township mutual fire insurance company insure any property other than dwellings and their contents, farm buildings and their contents, live stock, farm machinery, automobiles, *country store buildings, threshing machines*, farm produce anywhere on the premises, churches, school houses, society and town halls, country blacksmith shops and their contents, parsonages and their contents, and the barns and contents used in connection therewith, buttermakers' dwelling houses and contents, and barns and contents used in connection therewith.

No such company shall insure any property within the limits of any city or village except that located upon lands actually