

Sec. 4. Employee not to be held to have assumed risk of employment.—That in any action brought against any employer under or by virtue of any of the provisions of this act to recover for injuries to or the death of any of its employees, such employee shall not be held to have assumed the risk of his employment in any case where the violation by the employer of any statute enacted for the safety of employees contributed to the injury or death of such employee.

Sec. 5. Contrary contracts declared void.—That any contract, rule, regulation or device whatsoever the purpose or intent of which shall be to enable any employer to exempt such employer from any liability created by this act, shall to that extent be void; provided, that in any action brought against any such employer under or by virtue of any of the provisions of this act, such employer may set off therein any sum he has contributed or paid to any insurance, relief, benefit or indemnity that may have been paid to the injured employee, or the persons entitled thereto on account of the injury or death for which said action was brought.

Sec. 6. Definition of term "employer."—That the term employer as used in this act shall include the receiver or receivers or other persons or corporations charged with the duty of management and operation of any business employing labor.

Sec. 7. Right of action given to surviving widow, children, or next of kin.—That any right of action given by this act to a person suffering injury shall survive for the benefit of the surviving widow or husband and children of any such employee; and if none, then of such employee's parents; and if none, then of the next of kin dependent upon such employee, but in such cases there shall be only one recovery for the same injury.

Sec. 8. Action to be commenced within two years.—That no action shall be maintained under this act unless commenced within two years from the day the cause of action accrues.

Sec. 9. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 188—H. F. No. 182.

An Act to authorize the city council or other governing body of any city in the State of Minnesota now or hereafter having more than ten thousand and not more than twenty thousand inhabitants, not operating under a home rule charter, to levy annually a tax not exceeding two per cent of the assessed value of all the taxable property in such city to defray the current expenses of such city for the next fiscal year.

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

Section 1. Tax for current expenses of certain cities not to exceed 2 per cent of assessed value.—The city council or other governing body of any city in the State of Minnesota now or hereafter having more than ten thousand and not more than twenty thousand inhabitants, not operating under a home rule charter, in addition to the powers possessed by such city council or other governing body, is hereby authorized and empowered, acting by resolution duly adopted, to levy annually at the time other city taxes are levied such tax on all the taxable property in such city as it shall deem necessary, in addition to the other revenues of the city applicable thereto, to defray the current expenses of such city for the next fiscal year; but no such tax for current expenses shall in any one year exceed two per cent of the assessed value of all the taxable property in such city.

Sec. 2. Application.—This act shall not apply to cities now or hereafter governed under a charter framed pursuant to Section 36, Article 4, of the constitution of this state, and the several acts of the legislature authorizing cities to adopt their own charters.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 189—H. F. No. 260.

An Act entitled "An Act providing for the irrigation of certain lands by utilizing the water in public drains and ditches, and authorizing the construction of dams, dykes and other controlling or regulating works for such purposes."

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

Section 1. Dams and dikes authorized for irrigation purposes.—The owner of any land in this state which is suitable for the culture of wire grass, cranberries, rice or other crops requiring irrigation, may upon being licensed as hereinafter provided, construct upon the lands so owned, and across or upon that portion of any public ditch, drain or water course situated within the boundaries of said land, such dams, dykes or other regulating or controlling works, as may be necessary to secure the use of the water for irrigation. Provided that any dam so constructed shall contain properly constructed gates of sufficient size to carry off the flood water above high water mark within twenty-four hours.

Sec. 2. License to be secured from state drainage engineer.—Any owner desiring to avail himself of the provisions of this act, shall apply for license so to do, to the state drainage engineer of the State of Minnesota, who shall issue a license to the ap-