

transfer and recommitment of such prisoner to such workhouse, correctional or work farm, shall be filed forthwith, with the sheriff of such county or other keeper of said jail, and said sheriff or other keeper of said jail shall thereupon retain one of said orders of transfer and recommitment in his possession and shall without delay, at the expense of the county, transfer such prisoner named in such order and deliver him or her, together with the other of said duplicate orders for the transfer and recommitment of such prisoner to the superintendent or other keeper of said workhouse, correctional or work farm, who shall retain said order and safely keep said prisoner named therein for the remainder of said sentence at hard labor, as specified in said order, unless otherwise released as hereinbefore provided. That said order for transfer and recommitment of any such prisoner, as hereinbefore mentioned, shall have the same force and effect as the writ of commitment issued by the court which sentenced said prisoner in the first instance, and in addition shall be full authority for the holding and keeping of said prisoner, at hard labor, by the superintendent or other keeper of said workhouse, correctional or work farm, and for his apprehension by any peace officer in case of the escape of such prisoner from any such workhouse, correctional or work farm. On the request of any district judge of the district in which any such workhouse, correctional or work farm is located, the sheriff of any such county shall without delay furnish a copy to such judge of any commitment in his possession.

Sec. 3. **Inconsistent acts repealed.**—That all acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved February 14, 1917.

CHAPTER 21—S. F. No. 180.

An act authorizing county boards to lend money to residents of the county to procure seed and feed where the crops of such residents for the preceding year have totally or partially failed, providing for a lien upon the crops and land to secure repayment and providing for prosecution and punishment for the violation of the provisions of this act.

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

Section 1. **County boards authorized to loan money for purchase of seed grain, feed, etc., in certain counties.**—Authority is hereby granted to any county in the State of Minnesota to lend money to residents of such county for the purpose of purchasing

seed and feed for teams whenever there has been a total or partial failure of crops in such county, by reason of hail, flood, droughth, fire or other cause, where such residents own or hold under contract for deed, land ready to be cropped, but are unable to procure seed for planting such land and feed for their teams while doing such work and who are in imminent danger of losing their' property. In such case, if not less than twenty-five (25) resident free-holders of said county before March first next following such crop failure, shall present to the county auditor of such county a petition signed by them asking that such county lend money to residents thereof suffering by reason of such crop failure, for the purpose of purchasing seed and feed, said auditor shall receive and file said petition and at once call a meeting of the county board to consider such petition and said county board shall on or before the second Monday in March next following, meet and consider said petition and may grant the prayer thereof and enter an order that said county lend from its general fund such sum as it deems necessary for said purpose, provided, that said amount shall not, with the existing indebtedness of said county, exceed the amount of indebtedness fixed by the laws of this State.

Sec. 2. Application to be made to county auditor and form of same.—Any resident free-holder of such county may apply for seed and feed or either of them, for himself as follows:—He shall file with the County Auditor on or before the second Monday in March, a written application therefor verified by him showing the following facts:

1. His name, residence and the places where he has resided during the past five (5) years.

2. All lands owned or occupied by him and his interest therein and the encumbrances, if any, thereon.

3. All personal property owned by him and the encumbrances if any, thereon.

4. The number of acres he seeded and harvested last year and the number of bushels of grain threshed by him therefrom.

5. The description of lands he desires to seed, its condition and number of acres plowed and ready for crop.

6. The number of horses and oxen owned by him and the encumbrances if any, thereon.

7. The number of bushels and kind of seed desired and the number of bushels of feed required.

8. That he is poor and unable to procure seed or feed from any other source.

9. That if his application be granted he will not sell or dispose of any part of said seed or feed but will use the whole of the seed in planting the lands specified in his application and

the feed for his teams in seeding such lands, and that he will repay the loan from the crop raised from such seed.

Sec. 3. Procedure by county board.—The County Auditor shall file and number said applications in the order received by him and call the county board to meet on the second Tuesday in March next following and said board shall meet and consider said applications separately and in the order of their filing, and may grant such applications in whole or in part as appear to them just and proper, provided that not more than two hundred (200) bushels of wheat or its equivalent in other seed shall be furnished to any one person. In the discretion of the board applications may be received and allowed subsequent to the time above stated. The County Board shall make an order specifying the names of persons and amounts allowed with the kind and quantities of seed and feed granted, and the county auditor shall issue and deliver to the applicant a warrant showing such allowance. Such warrant shall be good for the purchase of such seed and feed and for no other purpose whatever, and shall be paid by the county treasurer only when there is endorsed on the back thereof a receipt signed by the applicant, acknowledging receipt by him from some reputable person, of the seed and feed therein specified.

Sec. 4. County auditor and county attorney to counsel with board.—The County Auditor and County Attorney are hereby required to attend all meetings of the county board herein provided for and to carefully examine all applications filed under the provisions of this act and shall give the board the benefit of all information they may have relative to the applicants, and shall counsel, advise and assist the county board in the discharge of their duties hereunder.

Sec. 5. Condition of the contract.—The warrant above provided for shall not be delivered until said applicant shall have signed a contract in duplicate, attested by the county auditor, to the effect that said applicant, for and in consideration of the seed and feed specified, received from said county, promises to pay to said county the amount allowed for the same, on or before the first day of October following, with interest at the rate of six per cent per annum, that said amount shall be a first lien upon the crop raised from said seed and in addition thereto, shall be taxable against the real property of said applicant for which seed and feed was furnished. Said contract shall also contain a true description of the land upon which the applicant intends to and will sow and plant said seed, in due season next following, and shall specify that his written application shall be a part of this contract. The auditor shall forthwith file one of such duplicate contracts with the register of deeds of his county,

for which the applicant shall pay the required filing fee and file the other duplicate in his own office.

Sec. 6. County to have lien upon the crops.—Upon the filing of the contracts provided for in Section 5, the county shall acquire a just and valid lien upon the crops of grain raised each year by the person receiving the seed or feed, for the amount owing to the county upon said contract, as against all creditors, purchasers or mortgagees, whether in good faith or otherwise, and the filing of said contract shall be held and considered to be full and sufficient notice to all parties of the existence and extent of said lien, which shall continue in force until the amount covered by said contract is fully paid.

Sec. 7. Indebtedness to become due on October 1, and rate of interest.—The amount of such indebtedness upon such contracts shall become due and payable on the first day of October in the year in which said seed or feed or both is furnished, together with interest on such amount from the date of the warrant or warrants issued therefor, at the rate of six per cent per annum, and if said indebtedness be not paid on or before the first day of November of that year it shall then be the duty of *the county auditor of said county to cause the amount of said indebtedness to be entered upon the tax lists of said county, as a tax against the land owned by the applicant for whom said aid was furnished, to be collected as other taxes are collected under the laws of this state.*

Sec. 8. Marketing of grain.—Each and every person who has received seed or feed, or both, under the provisions of this act, shall, as soon as his crops for the year wherein payment is to be made are harvested and threshed, market a sufficient amount of grain to pay the amount then due on his contract and pay the same over to the auditor of his county.

Sec. 9. Penalty for violation.—Any person, or persons, who shall, contrary to the provisions of this act, sell, transfer, take or carry away, or in any manner dispose of the seed or feed, or any part thereof, furnished by the county under this act or shall use or dispose of said seed or feed, or any part thereof, for any other purpose than that of planting or sowing with same as stated in this application and contract, or shall sell, transfer, take or carry away, or in any manner dispose of the crop or any part thereof produced from the sowing or planting of said seed, before the same is paid for, shall be guilty of a misdemeanor, and upon conviction thereof shall pay a fine of not less than fifty dollars, nor more than one hundred dollars, or may be imprisoned in the county jail for a term of not less than thirty days nor more than ninety days, and shall pay all the costs of prosecution, and whoever under any of the provisions herein shall be found guilty of false swearing shall be deemed to have

committed perjury and shall upon conviction suffer the pains and penalties of that crime. Upon the filing of said contract in the office of the register of deeds, and the sowing of the seed obtained therefor, the title and right of possession to the growing crop and to the grain produced from said seed shall be in the county which shall have furnished the seed until the debt incurred for said seed or feed, shall have been paid, and any seizure thereof or interference therewith except by the applicant and those in his employ, for the purpose of harvesting, threshing and marketing the same to pay the debt aforesaid, shall be deemed a conversion thereof and treble damages may be recovered against the person so converting the same by the county furnishing said seed and feed.

Sec. 10. Duties of police officers.—It shall be the duty of the constable and town clerks of the towns and the members of the county board, sheriffs and county attorneys of the counties furnishing seed or feed, having any knowledge of the violation of the provisions of this act, to make complaint thereof to a justice of the peace, and said justice shall thereupon issue a warrant for the arrest of the offender, and proceed to hear and determine the matter, or to bind the offender over to appear before the grand jury, as the case may be.

Sec. 11. Pro rata distribution authorized.—If more seed grain is applied for than can be supplied by the board, a pro rata distribution shall be made by them among those who shall have been found entitled to the benefits of this act. The board shall have the right to refuse any application which they may deem improper to grant, and they may revise their adjustment of applications at any time before final distribution.

Sec. 12. This act shall take effect and be in force from and after its passage.

Approved February 14, 1917.

CHAPTER 22—S. F. No. 216.

An act to amend Section 4241, General Statutes 1913, relating to physical valuation of railroad properties.

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

Section 1. Detailed statement to be furnished on or before June 30 of each year and to cover period prior to December 31, preceding.—That Section 4241, General Statutes 1913, be and the same is hereby amended so as to read as follows:

4241. The railroad and warehouse commission, herein-after called the commission, is hereby authorized, at all times, to keep up the physical valuation of the railroad properties of this state, and to that end all railroad corporations