

and shall in all things be subject to the town government of such township, and not in any manner under the jurisdiction of such village, and such order shall be filed in the office of the county auditor of such county and a duplicate thereof shall be filed in the office of the village recorder of such village within five days after the same shall have been made.

Provided that this act shall apply only to villages containing more than 640 acres of land.

Any person or party aggrieved may appeal from such order to the district court of the county upon the following grounds:

1. That the county board had no jurisdiction to act.
2. That it has exceeded its jurisdiction.
3. That its action is against the best interests of the territory affected.

Such appeal shall be taken by serving upon the county auditor within thirty days from the making of the order a notice of appeal, specifying the grounds thereof. The appellant shall also execute and deliver to the auditor a bond to the county in the sum of one hundred dollars, to be approved by the county auditor, conditioned for the payment of all costs taxed against the appellant on such appeal. Such further proceedings shall be had upon such appeal as upon other appeals from the county board.

The provisions of this act relating to appeals shall not apply to any action or proceeding now pending involving the separation of land from any village.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 23, 1921.

CHAPTER 452—H. F. No. 764.

An act to amend Section 6516, of the General Statutes of Minnesota 1913, as amended by Chapter 243, General Laws of 1915, and as amended by Chapter 138, General Laws of 1919, the same relating to state aid to Agricultural Societies and Associations.

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

Section 1. Aid to county agricultural societies.—That section 6516, of the General Statutes of Minnesota 1913, as amended by Chapter 243, General Laws of 1915, and as amended by Chapter 138, General Laws of 1919, be and the same hereby is amended so as to read as follows:

6516. All sums hereafter appropriated to aid county and district agricultural societies and associations, shall be distributed to the following named agricultural societies, or associations, Atkin County Agricultural Society, Anoka County Agricultural Society, Becker

County Agricultural Society and Fair Association, Beltrami County Agricultural Association, Benton County Agricultural Society, Big Stone County Agricultural Society, Blue Earth County Agricultural Society, Brown County Agricultural Society, Carlton County Agricultural and Industrial Association; Carver County Agricultural Society, Cass County Agricultural Society, Chippewa County Driving Park and Fair Association, Chisago County Agricultural Society, Clay County Agricultural Association, Clearwater County Agricultural Society, Cook County Agricultural Society, Cottonwood County Agricultural Society, Crow Wing County Agricultural Society, Dakota County Agricultural Society, Dodge County Agricultural Ass'n, Faribault County Agricultural Society, Fillmore County Agricultural Society, Freeborn County Agricultural Society, Goodhue County Agricultural Society and Mechanic Institute, Grant County Agricultural Association, Hennepin County Agricultural Society, Houston County Agricultural Society, Hubbard County Agricultural Association, Isanti County Agricultural Society, Itasca County Agricultural Society, Jackson County Fair Association, Kanabec County Agricultural Society, Kandiyohi County Agricultural Society, Kittson County Agricultural Society, Koochiching County Agricultural Association, Lac qui Parle County Agricultural Society, Lake County Agricultural Society, LeSeuer County Agricultural Society, Lincoln County Agricultural Society and Fair Association, Lyon County Agricultural Society, McLeod County Agricultural Association, Mahnomen County Agricultural Society, Marshall County Agricultural Association, Martin County Agricultural Society, Meeker County Agricultural Society, Mille Lacs County Agricultural Society, Morrison County Agricultural Society, Mower County Agricultural Society, Murray County Agricultural Society, Nicollet County Agricultural Society, Nobles County Fair Association, Norman County Agricultural Society, Olmstead County Agricultural Association, Otter Tail County Agricultural Society and Fair Association, Pennington County Agricultural Society, Pine County Agricultural Society, Pipestone County Agricultural Society, Northwestern Minnesota Agricultural Society, Pope County Agricultural Society, Ramsey County Agricultural Society, Red Lake County Agricultural Society, Redwood County Agricultural Society, Renville County Agricultural Society, Rice County Agricultural Society, Rock County Agricultural Society, Roseau County Agricultural Society, St. Louis County Agricultural Society, Scott County Agricultural Society, Sherburne County Agricultural Society, Sibley County Agricultural Association, Stearns County Agricultural Society, Steele County Agricultural Society, Stevens County Agricultural Society, Swift County Agricultural Society, Todd County Agricultural Society, Traverse County Agricultural Association, Wabasha County Agricultural Society, Wadena County Agricultural Society, Waseca County Agricultural Society, Waton-

wan County Agricultural Society, Wilkin County Agricultural Society and Fair Association, Winona County Agricultural Society, and Industrial Fair Association, Wright County Agricultural Society, Yellow Medicine County Agricultural Society, Perham Agricultural Society, Farmers Co-Operative Agricultural Society of Waconia, Scott County Good Seed Association and Farmers Agricultural Society, Mankato Fair and Blue Earth County Agricultural Association, Faribault Agricultural and Fair Association, Polk County Agricultural Fair Association, Traverse County Agricultural Fair Association, St. Vincent Union Industrial Association, Cass County Agricultural Association, Shell Prairie Agricultural Association, Cannon Valley Agricultural Association, Morrison County Agricultural Fair Association, and Washington County Agricultural Society, Northern Minnesota District Fair Association. when not receiving specific state appropriations, pro rate, to be paid out in premiums at the fairs of only such society or association as have an annual membership of twenty-five or more, maintain an active existence, hold annual fairs on enclosed grounds owned or leased by such societies and associations, to which a fixed charge of admission is made; provided, that they shall have paid out in premiums to exhibitors during the year as much as they received from the state, and provided further that no such county or district agricultural society shall receive in any year from the state for the purpose of reimbursing it for the amount of premiums paid at its fairs, a sum in excess of *seventeen hundred (\$1,700) dollars. Such pro rata distribution shall be in accordance with the following method; The premiums paid out by the said societies or associations, after excluding therefrom the payments made for horse races, ball games and amusement features of any nature as hereinafter provided, shall be added together, but in case any society or association shall have paid out a sum in excess of \$1700 in making such total amount the sum of \$1700 shall be taken in place of the amount actually paid out. The total amount available for distribution shall be divided by such total amount of premiums paid out and the rate per cent for distribution thus arrived at, but if this shall exceed 100% the same shall be reduced to 100%. The amount of premiums so paid out by each society shall then be multiplied by this rate, and the amount each society shall receive shall be in that manner determined, but the sum of \$1700 shall be so multiplied by the rate in case of any society which shall have actually paid out in a sum in excess of \$1700.* All payments made hereunder shall be made on or before December 20th of the year in which the fair is held, upon the filing with the state auditor on or before December 1st of each year a sworn statement showing the holding of annual fairs and the payment in premiums of the amounts claimed from the state, or that such society or association has advertised an annual fair, and have been prevented for good cause from hold-

ing the same, and has incurred expense in such advertising and preparations for the sum equal to the amount claimed from the state. District-Agricultural societies embracing two or more counties, not having county agricultural societies, shall be entitled to share in such pro rata distribution, subject to the same conditions as county agricultural societies. Any county or district agricultural society which may have held its second annual fair shall be entitled to share pro rate, in such distribution. The state auditor shall certify to the secretary of the state Agricultural society on or before January 5th of each year, a list of all county or district agricultural societies that have complied with this act, and which are entitled to share in such appropriation. All payments hereunder shall be made on or before December 20th on the year in which the fair is held; provided, however, that in determining the amount to be paid to any society or association under this section, the state auditor shall exclude all payments made by such society or association as premiums or purses for, or in horse races, ball games and amusement features of any nature.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 23, 1921.

CHAPTER 453—H. F. No. 777.

An act empowering the probate court to authorize or direct the representative of a decedent or ward to make or join in a lease or leases or to extend an option for a lease, in certain cases.

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

Section 1. **Probate court to direct representative to lease lands in certain cases.**—When any person has given or joined in a valid and subsisting option in writing to lease lands for a period which may extend over three years, either for the purpose of mining and removing the iron ore therefrom or otherwise, and dies or becomes insane or incompetent, or has heretofore died or become insane or incompetent, before making or joining in such lease, the Probate Court may direct the representative of his estate, or the representative of any minor who may succeed or has succeeded to his interest in such real estate or any part thereof by devise or descent from him, to make or join in such lease to the person entitled thereto, in all cases where such decedent if living or such ward, if sane or competent, might be compelled to make or join in such lease.

Sec. 2. **Petition—Hearing.**—On presentation of a petition by any person claiming to be entitled to such lease, or by the representative of any such decedent or ward, setting forth a description of the land and the facts upon which the duty or