

such examination or inspection and upon application of such referee the said judge or board may appoint and designate a competent and experienced civil engineer, other than the one officially acting as such in such ditch proceedings, to examine such ditch and the plans and specifications thereof and report thereon to said referee and it shall be the duty of such referee and if requested by such referee of said engineer to appear and testify before the judge or county board considering the final acceptance of such ditch. When order of said judge or county board approving a report of such referee and allowing a bill of account or application for payment in such ditch proceedings shall constitute and be construed as an accounting and allowing of such account by such judge or county board within the meaning of this section and the approval by said judge or county board of any order of said referee shall constitute the said report of said referee, the order of said judge or county board (in such proceeding, provided in all cases and said judge or county board) may reject such report and make an independent order in relation thereto covered by or contained in such report. Such referee shall be subject to removal at the pleasure of said judge or county board.

Any land owner, employe or other person aggrieved by any order of court or county board relative to the allowance of fees or fees and expenses may appeal from such order to the district court of any county in which the proceeding is pending and by notice given on or before the first day of the term, demand and obtain a jury trial. All such appeals shall be within thirty (30) days after the order allowing such claim and shall be governed as far as applicable by the provisions of Section 5534 of the General Statutes of Minnesota for 1913, save that in all appeals taken by parties whose lands are assessed for said improvements, then the expenses thereof shall be paid by the county and assessed against said improvement.

Approved April 23, 1921.

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#### CHAPTER 509—S. F. No. 1032.

*An act to authorize the secretary of state to enter into a contract on behalf of the state of Minnesota for the printing and publishing of the supreme court reports.*

WHEREAS. The present contract for the printing and publishing of the supreme court reports and furnishing the same to the state and for sale, will expire on October 1, 1921; now therefore:

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

Section 1. Secretary of state authorized to enter into contract for publishing of supreme court reports.—That the secretary of state be and is hereby authorized and required on

behalf of the state of Minnesota to solicit bids and enter into a contract for the printing and publishing of the number of copies of the supreme court reports of this state now required by law for the period of six years from and after October 1, 1921, said contract to be awarded to the lowest responsible bidder whose bid shall not exceed \$2.75 per volume at its office in St. Paul and shall not exceed \$3.10 per volume when delivered elsewhere in the state of Minnesota, and who shall furnish to said secretary of state a bond in the sum of five thousand dollars conditioned that the said reports and the printing and publishing thereof shall conform to the following specifications, to-wit:

First. That the size of the volume, the character and quality of the paper used therein, and the binding and the general mechanical execution thereof shall conform to the requirements for the printing and publication of said reports provided by section 139, General Statutes of Minnesota, 1913.

Second. That the number of copies provided for by law shall be published and delivered to the secretary of state within sixty days after the complete manuscript thereof shall be delivered by the reporter of said court to said contracting party.

Third. That at the time the party to whom the contract shall be awarded delivers copies of said report to the secretary of state, he shall also deliver, free of charge, a true and correct paper matrix of said report, to be preserved by said secretary of state as a part of the records of his office.

Fourth. That the party to whom said contract shall be awarded shall agree to publish and sell the same at the place of publication within this state, and at all times keep the same on sale at such place of publication, being obligated to sell not more than one copy to any one person for the price agreed upon in said contract, and when delivered elsewhere in the state, not to exceed the sum of \$3.10 per volume, and shall agree to stereotype the same and at all times keep the same on sale in the state of Minnesota at the contract price, and furnish the state any number of additional copies that may be thereafter required at said contract price, the copyright of all reports published under said contract vesting in the secretary of state for the benefit of the people of this state; provided, however, that nothing herein contained shall be so construed as to prevent the contractors by whom any such volume is published, their representatives or assigns, from continuing the publication and sale of such volumes, so long as they shall comply in all respects with the requirements of this act in respect to the character, sale and price of such volume.

Fifth. That within forty (40) days after the reporter shall have delivered to the contractor enough copy to fill two hun-

dred (200) pages, and within thirty-five (35) days after the reporter shall have delivered to the contractor copy of the index of any volume or of the tables of cases in any volume, the contractor shall deliver to the reporter page proof of the copy so delivered, provided, however, that any reasonable delay in the delivery of page proof, caused by the elements or strikes, shall not be deemed or computed a part of said time; in case of any dispute between the reporter and said party of the second part, as to the construction of this paragraph, or as to the computation of time, the decision of the chief justice for the time being shall be final.

Sixth. That copy furnished by the reporter shall be definite and legible, and the contractor shall furnish the reporter such reasonable numbers of galley, page and plate proof as may be necessary for use in the reporter's office.

Seventh. That in case said contractor shall fail to comply with the terms of this contract, for sixty (60) days after written notice from the secretary of state of its default herein, that then, and in such case the secretary of state, with the consent and approval of the chief justice for the time being, may cause the work remaining uncompleted under this contract, to be done by other persons, and the expense thereof, over and above the amount agreed upon to be paid per volume shall be payable by the contractor to the said party of the first part.

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

Approved April 23, 1921.

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#### CHAPTER 510—S. F. No. 1042.

*An act to appropriate money for the conservation and development of the state's natural resources; for the maintenance, improvement and enlargement of certain state fish hatcheries, and for land for the same; for maintenance and improvement of state soldiers' home; for the maintenance of Minnesota department G. A. R.; for expense of burial of soldiers and sailors; for maintenance, improvement and repairs, Minnesota state agricultural society; for county and district agricultural societies; for various stock breeders' dairymen's, horticultural and poultry associations and societies, farmers' institutes and state apiarist; for county agricultural agents and extension work; for public parks and additions thereto and for the establishment of new public parks; for aid to fire departments; for sheriff's per diem and mileage in certain cases; for wolf bounties; for drainage and highway assessments upon state lands; for vessel tonnage tax; for fees public land collections; for U. S. land offices fees; for aid to society for prevention of cruelty; for aid to Minne-*