

to imprisonment in a penal institution in this state and is in prison thereunder, that she is about to give birth to a child, the board of control, if satisfied of the truth of the petition, shall order the transfer of such woman to a public hospital to be designated in its order, there to be detained under such guard and under such rules and regulations as the board shall make in the order of transfer until the birth of the child and the recovery of the mother to such an extent that the imprisonment may be resumed with out danger of serious impairment of her health.

The board of control shall adopt such proper rules and regulations as may be necessary to carry out the purposes of this act.

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

Approved April 10, 1923.

CHAPTER 166—H. F. No. 146.

An act to amend Section 7231, General Statutes, 1913, relating to the giving to consular representatives of foreign countries notice of application for administration upon the estates of their deceased nationals in certain cases.

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

Section 1. **Will of alien—Notice.**—That Section 7231, General Statutes, 1913, be and the same is hereby amended to read as follows:

Whenever application is made to the Probate Court for letters of administration of an intestate estate by any person other than the widow or next of kin of a decedent; or whenever application is made to the Probate Court to prove a will; and the decedent in either case was a native of a foreign country, the Probate Court shall cause notice of the time and place of hearing to be served by mail on the consular representative of such country, if there be one in this state; otherwise upon the Secretary of State, who shall forward the same to the chief diplomatic representative of such country at Washington.

And in case such facts as to the nativity of the decedent, or as to the place of residence, of his heirs, legatees or devisees are not stated in the petition, but upon the hearing of such petition it appears to the Court that such decedent was a native of a foreign country, or that his heirs, legatees or devisees, or any or either of them, reside in a foreign country, and such notice to the consular representative above provided for, has not been given, the Probate Court shall thereupon continue the hearing to a certain day, and cause the notice of such hearing to be given to such consular representative as herein above provided.

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

Approved April 10, 1923.

CHAPTER 167—H. F. No. 160.

An act to amend Section 30 of Chapter 323 of the Laws of 1921, being entitled "an act relating to public highways; the powers and duties of the commissioner of highways, subordinate officers and employes, and various governmental agencies in relation thereto; providing for the location, construction and maintenance of trunk highways under article 16 of the state constitution and all other roads in the state; relating to the establishment and disposition of the Trunk Highway Sinking Fund and the Trunk Highway fund; for the payment of state aid for the construction and maintenance of roads; authorizing and directing the levy of taxes for highway purposes; repealing inconsistent laws and laws expressly mentioned; and providing penalties."

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

Section 1. **Payment of labor by time checks.** Payment of laborers on pay roll.—That Section 30 of Chapter 323 of the Laws of 1921 be, and the same hereby is, amended so as to read as follows:

Section 30. Where any county is engaged in constructing, improving, maintaining or repairing any public road by labor employed therefor, it shall be lawful for the county auditor and county treasurer to pay the claims of the laborers who have performed manual labor on said roads, for such labor, and the claims of persons who have furnished tractors, trucks, teams and wagons or plows or scrapers in the performance of work on such roads for the use of such teams and such equipment, without such claims having first been audited and allowed by the county board, provided such claims shall be evidenced and authenticated as herein provided, and be in the form as hereafter provided.

Sub. 1. The county board may authorize the overseer, superintendent or foreman, designated by it to have charge of the construction, improvement or maintenance of any road, to issue time checks with reference to such road work, which time checks shall be issued and be in the form hereinafter prescribed, provided, however, that the aggregate amount of the time checks so issued by an overseer, superintendent or foreman, as to any one road, shall not exceed such amount as shall have been previously specified by resolution of the county board. Said county board may also authorize the overseer, superintendent or foreman to deduct from the sum that may be due any workman, any amount due from said workman for board to any person, and to issue to such person a time check