

CHAPTER 255—H. F. No. 882.

An act authorizing the board of county commissioners of counties of this state having a total assessed valuation of more than \$200,000,000, and less than \$350,000,000 to appropriate and expend money from the county road and bridge fund upon any road, highway or bridge located upon or immediately adjacent to the boundary line between any city of the first class and any other city or village within such county.

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

Section 1. Certain counties to improve roads outside of county.—That in any county of this state now or hereafter having a total assessed valuation of all its taxable property as fixed by the State Tax Commission of more than \$200,000,000 and less than \$350,000,000 exclusive of moneys and credits, the board of county commissioners shall have authority to appropriate and expend upon any road, highway or bridge located upon or immediately adjacent to the boundary line between any city of the first class and any other city or village within such county, such sum or sums of money from the county road and bridge fund as said board shall deem proper for building, repairing or otherwise improving any road or highway, including the construction and repairing of any bridge thereon.

Sec. 2. County boards to appropriate money.—In the event said board of county commissioners shall determine to grade, pave or otherwise improve any road or highway, or construct or repair any bridge upon or immediately adjacent to the boundary line between any city of the first class and any other city or village within such county, and it shall be deemed that such improvement of such road, highway or bridge can be more economically and better done by having the work of such improvement done by any such city of the first class such board of county commissioners is hereby authorized to appropriate and pay to any such city of the first class such amount of money as it shall deem necessary to be expended by the county for such purpose in such city or in the city or village adjoining; provided that if any such road, highway or bridge so improved is upon a boundary line between any city or village and a city of the first class operating under a home rule charter within such county, and such road, highway or bridge is partly within such city of the first class, the amount so appropriated by said county shall not exceed one-half the cost of any such improvement as estimated by the county highway engineer of any such county.

Sec. 3. Appropriation to be kept in special fund.—Said amount so appropriated and paid to any such city of the first class shall be set apart in a fund for the improvement of any such road, highway or bridge, or may be paid to any fund raised or to be

raised under any proceeding authorized by the charter of any such city for improvement of any such road, highway or bridge, and shall be expended from such fund in the same manner as other funds therein.

Sec. 4. **Appropriation not to be declared invalid.**—Such appropriation shall not be declared invalid because the same shall be more or less than one-half the total cost of such improvement as finally determined.

Approved April 17, 1925.

CHAPTER 256—H. F. No. 901.

An act to amend Section 9789, General Statutes 1923, relating to proofs of claim and order of payment in assignments for the benefit of creditors making claims for unpaid workmen's compensation preferred claims.

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

Section 1. **Proof of claims for workmen's compensation.**—Section 9789, General Statutes of Minnesota 1923, is hereby amended so as to read as follows:

"Sec. 9789. No claims or demands except debts owing to the United States or to the State, or taxes or assessments against the debtor or the property assigned, shall be paid, unless proofs thereof verified by the creditors be presented to the assignee. After payment of the charges and expenses of making the assignment and executing the trust, he shall pay the debts of the assignor in the order following:

1. Debts owing to the United States and to the State, and all taxes and assessments against the debtor or the property assigned, shall first be paid in full.

2. *The claims of employes sustaining injury in the course of their employment and entitled to compensation under the provisions of Part II, Chapter 23-A, General Statutes 1923, shall next be paid in full if there be sufficient wherewith to do so, and if not they shall be paid pro rata, provided that claims under this subdivision of this section shall not be allowed if the assignor carried workmen's compensation insurance as provided by law at the time the injury was sustained.*

3. Wages of servants, laborers, mechanics, and clerks for services performed for the debtor within three months next preceding the assignment shall next be paid in full if there be sufficient wherewith to do so, and, if not, they shall be paid pro rata; but, to entitle any creditor to payment under this subdivision, his proof of claim must set forth facts showing that he is entitled hereunder.