

and by his wife, if he is married, conveying to the State of Minnesota the following described premises lying and being in the County of Isanti and State of Minnesota, to-wit: Lot 4, Section 5, Township 35, Range 23, free and clear of all incumbrances.

Provided, however, that the said Governor and State Auditor shall not deliver the deed covering said Lot 5 except the north 6 rods 3.5 feet thereof to said G. M. Kerr until the Attorney General shall have certified that in his opinion all incumbrances on said Lot 4 have been satisfied and discharged in full and that upon receipt of said deed covering said Lot 4 the State will become the owner in fee of said Lot 4 free and clear of all said incumbrances.

Approved April 11, 1935.

CHAPTER 140—H. F. No. 256.

An act relating to the attendance of witnesses in criminal cases within and without the State.

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

Section 1. Witnesses in criminal cases.—If a judge of a court of record in any state which by its laws has made provision for commanding persons within that state to attend and testify in criminal actions in this state certifies under the seal of such court that there is a criminal action pending in such court, that a person being within this state is a material witness in such action, and that his presence will be required for a specified number of days at the trial of such action, upon presentation of such certificate to any judge of the district court of the county in which such person resides, or the county in which such person is found if not a resident of this state, such judge shall fix a time and place for a hearing and shall notify the witness of such time and place.

If at the hearing the judge determines that the witness is material and necessary, either for the prosecution or the defense in such criminal action, that it will not cause undue hardship to the witness to be compelled to attend and testify in the action in the other state, that the witness will not be compelled to travel more than one thousand miles to reach the place of trial by the ordinary traveled route, and that the laws of the state in which the action is pending and of any other state through which the witness may be required to pass by ordi-

nary course of travel will give to him protection from arrest and the service of civil and criminal process, he shall make an order, with a copy of the certificate attached, directing the witness to attend and testify in the court where the action is pending at a time and place specified in the certificate.

If the witness, who is named in such order as above provided, after being paid or tendered by some properly authorized person the sum of ten cents a mile for each mile by the ordinary traveled route to and from the court where the action is pending and five dollars for each day that he is required to travel and attend as a witness, fails without good cause to attend and testify as directed by such order, he shall be guilty of constructive contempt of court and shall be punished according to law.

Sec. 2. Nonresident witnesses.—If a person, in any state, which by its laws has made provision for commanding persons within that state to attend and testify either for the prosecution or the defense in criminal actions in this state, is a material witness in an action pending in a district court of this state, a judge of such court may issue a certificate under the seal of the court stating these facts and specifying the number of days the witness will be required. This certificate shall be presented to a judge of a court of record in the county in which the witness resides, or the county in which he is found if not a resident of that state.

If the witness is ordered by the court to attend and testify in a criminal action in this state he shall be tendered the sum of ten cents a mile for each mile by the ordinary traveled route to and from the court where the action is pending and five dollars for each day that he is required to travel and attend as a witness. A witness who has appeared in accordance with the provisions of the order of the court shall not be required to remain within this state a longer period of time than the period mentioned in the certificate.

Sec. 3. Witnesses not to be subject to arrest or service of process.—If a person comes into this state in obedience to a court order directing him to attend and testify in a criminal action in this state he shall not, while in this state pursuant to such court order, be subject to arrest or the service of process, civil or criminal, in connection with matters which arose before his entrance into this state under such order.

If a person passes through this state while going to another state in obedience to a court order requiring him to attend and testify in a criminal action in that state or while

returning therefrom, he shall not, while so passing through this state, be subject to arrest or the service of process, civil or criminal, in connection with matters which arose before his entrance into this state pursuant to such court order.

Sec. 4. **Interpretation of Act.**—This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of the states which enact it.

Approved April 11, 1935.

CHAPTER 141—H. F. No. 335.

An act requiring railroad corporations to state on each pay check, or a statement accompanying such check, the amount of deductions made and the reasons for making such deductions.

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

Section 1. Railroad pay checks to show amount of deduction.—Every railroad corporation doing business within this state shall state clearly on each pay check, or a statement accompanying such check, issued to an employee for services rendered to such corporation in this state the amount of any deduction made from the regular wage of such employee and the reason for such deduction. If there are several deductions on one pay check, each shall be set down separately.

Approved April 11, 1935.

CHAPTER 142—H. F. No. 340.

An act to amend Mason's Minnesota Statutes of 1927, Section 2682, as amended by Laws 1931, Chapter 174, relating to refunds of taxes upon motor vehicles.

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

Section 1. Refunds of taxes on motor vehicles.—Mason's Minnesota Statutes of 1927, Section 2682, as amended by Laws 1931, Chapter 174, is hereby amended so as to read as follows:

“2682. After the tax upon any motor vehicle shall have been paid for any year, refund shall be made only for errors made in computing the tax or fees and for the error on the part of an owner who may in error have registered a motor