

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

Section 1. Peat lands withdrawn from sale.—All lands now or hereafter owned by the state which are chiefly valuable by reason of deposits of peat in commercial quantities, are hereby withdrawn from sale.

Sec. 2. Commissioner of Conservation to examine land.—Before any state land is offered for sale the Commissioner of Conservation shall cause such land to be examined to determine whether such land is chiefly valuable by reason of deposits of peat in commercial quantities.

Sec. 3. All acts or parts of acts inconsistent herewith are hereby repealed so far as, and only so far as, inconsistent herewith.

Approved April 29, 1935.

CHAPTER 323—H. F. No. 201

An act providing aid to certain school districts and appropriating money therefor.

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

Section 1. State aid to certain school districts.—The state shall pay to each school district wherein any lands were exempt from taxation during the years 1933 and 1934, or during any one or more of said years, by reason of the title thereto having been acquired by the state in the operation of the rural credits system, an amount equal to the amount that would have been produced by a tax upon the valuation of such lands, as fixed by the last assessment thereof, at the rate at which non-exempt lands were taxed for such school district purposes, during each of such years as said lands were so exempt from taxation, the amount to be determined as hereinafter provided.

Sec. 2. State Auditor to make statement.—The county auditor of any county or counties in which any school district entitled to aid hereunder is situated shall, on or before June 30, 1935, certify to the state auditor a statement of the facts entitling such school district to aid hereunder. Such certificate, in addition to any other information required by the state auditor, shall contain a statement of the following facts:

(a) A list of the lands in such district to which the state had acquired title as hereinbefore set forth, with the date title was so acquired, and if such lands had been sold by the department of rural credits, the date of sale thereof;

(b) The valuation of each tract of such land according to the last assessed valuation thereof;

(c) The rate of the tax levy in mills for such school district purposes during each of said years.

Sec. 3. State Auditor to transmit statement to department of rural credit.—The state auditor shall transmit such statement to the department of rural credit which shall check the information given therein and shall certify to the correctness thereof if found correct; otherwise shall make and file with the auditor a certificate correctly setting forth the information above called for so far as revealed by the records of such department.

Sec. 4. State Auditor to compute amount due.—The state auditor shall thereupon compute the amount of aid to which each such school district is entitled hereunder and shall cause the amount of such aid to be paid to the treasurer of such school district as other moneys of the state are expended.

Sec. 5. Date title acquired.—For the purpose of this Act, in the event of foreclosure of mortgages by the state, title is acquired upon the expiration of the period allowed by law for redemption by the mortgagor or lien claimants who have served notice of intention to redeem as provided by law.

Sec. 6. Certain lands excluded.—Any land upon which the school district taxes were paid for any of the years mentioned herein shall be excluded for such year in calculating the aid to which any such school district shall be entitled hereunder.

Sec. 7. Definition.—The words "school district" as used herein shall include all school districts regardless of the manner of organization.

Sec. 8. Unexpended balances reapportioned.—The unexpended balance remaining of the amounts appropriated by Chapter 410, Laws 1931, and Chapter 406, Laws 1933, are hereby reappropriated and the further sum of \$150,000.00, or so much thereof as may be necessary is hereby appropriated for the year ending June 30, 1936, to carry out the provisions of this Act. If the amounts herein appropriated are insufficient to pay the aid authorized hereby in full,

the State Auditor shall apportion the amount available in proportion to the amounts to which such school districts are entitled as shown by such certificates.

Approved April 29, 1935.

CHAPTER 324—H. F. No. 262

An act to amend Mason's Minnesota Statutes of 1927, Section 9936, as amended by Laws 1933, Chapter 133, relating to a suspension of sentence in criminal causes.

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

Section 1. **Suspension of sentences in criminal causes.**—Mason's Minnesota Statutes of 1927, Section 9936, as amended by Laws 1933, Chapter 133, is hereby amended so as to read as follows:

"9936. That the several courts of record of this state having jurisdiction to try criminal causes shall have power, upon the imposition of sentence *by said court* against any person who has been convicted of the violation of a municipal ordinance or by-law, or of any crime for which the maximum penalty provided by law does not exceed imprisonment in the state prison for ten years, to stay the execution of such sentence *which said court has imposed* whenever the court shall be of the opinion that by reason of the character of such person, or the facts and circumstances of his case, the welfare of society does not require that he shall suffer the penalty imposed by law for such offense so long as he shall thereafter be of good behavior, and at any time after the imposition of sentence in all cases where the sentence imposed is to a county jail, work farm or work house, any such court of this state shall have like power upon application of a prisoner and after notice to the county attorney. *Before suspending sentence in any such case the court may require an investigation and a written report concerning the previous history and conduct of the offender by the county probation officer where such officer is provided by law, and, in those counties or districts having no county probation officer, but in which the services of state probation agents are available, by such state officer. For the information of the court the chairman of the State Board of Parole shall advise the clerk of court in each county in the district to which a parole or probation agent has been assigned, of such appointment and that the services of such state agent are available to the court.*"

Approved April 29, 1935.