

of any calendar year any moneys remaining in said fund in excess of \$100.00 shall be transferred into the general revenue fund of the county.

Approved March 31, 1939.

CHAPTER 112—H. F. No. 539

An act relating to the sheriff of certain counties; and empowering county boards to purchase automobiles.

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

Section 1. Sheriff may purchase automobile in certain county.—In any county in this state having a population according to the last federal census of not less than 18,500 and not more than 19,000, and having not less than 19 nor more than 21 full or fractional congressional townships, with an area of not less than 454,500 and not more than 455,000 acres, the county board may purchase an automobile for the use of the sheriff.

Approved March 31, 1939.

CHAPTER 113—H. F. No. 516

An act to amend Laws 1937, Chapter 480, Sections 2 and 3, relating to the requesting and directing certain payments to be made out of the trunk highway fund or funds credited thereto from highway patrol fine collections to compensate and reimburse persons and counties for personal injuries and property damaged in the location, construction, reconstruction, improvement, maintenance, supervision and patrolling of the trunk highway system; to reimburse certain counties for the permanent construction and improvement of minor deviations of the trunk highway system; and authorizing the commissioner of highways to compromise, adjust, and settle any or all of the claims hereinafter designated; and authorizing an action or actions against the commissioner of highways for the recovery of the claims, or any thereof, hereinafter designated, upon the failure or refusal of the commissioner of highways to so pay, settle, or adjust or compromise said claims or any thereof; the amounts, if any, to be paid not exceeding the amounts hereinafter specified, or the amount of any verdict

heretofore rendered against said highway commissioner in any such action, which said amounts are to be paid out of highway patrol fine funds.

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

Section 1. **Law amended.**—Laws 1937, Chapter 480, Section 2, is hereby amended so as to read as follows :

“Section 2. **May bring action against state.**—*Said claimants may severally bring action against the state within six months from the date of enactment of this statute, notwithstanding any other statute of this state. Such actions shall be brought in the District Court in the county wherein such damage occurred. Service of summons shall be in accordance with Mason’s Minnesota Statutes of 1927, Section 9230. In case a verdict or judgment is rendered against the State, the state auditor, shall, upon receiving receipt and discharge of such verdict or judgment in full, pay to the judgment creditor the amount of any such verdict, or judgment out of the trunk highway fund or out of funds from highway patrol fine collections.*”

Sec. 3. **Law amended.**—Laws 1937, Chapter 480, Section 3, is hereby amended so as to read as follows :

“Section 3. **Commissioner may compromise claims.**—The commissioner of Highways is hereby authorized to pay, compromise, adjust or settle any or all of the respective claims herein referred to in any amount not to exceed the amounts respectively authorized herein *out of the trunk highway fund or out of funds from highway patrol fine collections.*”

Approved March 31, 1939.

CHAPTER 114—H. F. No. 505

An act defining farm tractor fuel, regulating the sale thereof, and exempting the sale of such farm tractor fuel from the Minnesota state gasoline tax.

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

Section 1. **Definitions.**—The words, terms and phrases in in this act are for the purpose hereof defined as follows :

(a) “Farm tractor fuel”, by whatever name called, means and includes any liquid prepared, advertised, offered for sale, sold for use as or used for the generation of power for the pro-