

County Treasurers in certain counties.—In all counties of the state now or hereafter containing not less than 19 nor more than 21, whole or fractional organized townships, and which counties now have or hereafter may have a population of not less than 34,000 nor more than 45,000 inhabitants, and an assessed valuation, including moneys and credits, of not less than \$28,000,000 and not more than \$45,000,000, there shall be allowed for clerk hire in the office of county auditor and county treasurer an amount equal to that provided by law for the year 1938 regardless of any decrease in valuation, any change in population or any other factor on which such clerk hire may have been based, and in addition thereto the amount allowed pursuant to Mason's Minnesota Statutes 1927, Sections 837-1 and 872, which amounts have heretofore been approved by the State Comptroller and the Attorney General.

Sec. 2. **Effective January 1, 1939.**—This act shall take effect and be in force from and after January 1, 1939.

Approved April 12, 1939.

CHAPTER 199—H. F. No. 1319

An act authorizing the governor and the state auditor to convey certain lands owned by the State of Minnesota in Ottertail county to Fergus Falls township.

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

Section 1. **Governor and State Auditor to convey certain lands.**—The Governor is hereby authorized to sell and convey by proper deed, attested by the state auditor, real property now owned by the state and situated in the county of Ottertail, along the south line of the north half of the northeast quarter of section 28, Fergus Falls township, sufficient to enable said Fergus Falls township to widen the present road to four rods, said road running along the south line of the north half of the northeast quarter of section 28, Fergus Falls township in the county of Ottertail.

Approved April 12, 1939.

CHAPTER 200—H. F. No. 238

An act relating to proceedings by the state fire marshal for the demolition or repair of buildings and structures which are

fire hazards and dangerous to life and limb, which buildings are located on state owned property or held in trust by the state.

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

Section 1. State Fire Marshal may repair or demolish certain structures.—The state fire marshal is hereby authorized to petition the district court of any county for an order of condemnation directing the destruction, repair or alteration of any building or structure located on land owned by and/or on land held in trust by the state, which is especially liable to fire and dangerous to life and limb, within the purview of the provisions of Section 5961, Mason's Minnesota Statutes of 1927. In case the petition is for an order requiring repairs the person or persons authorized by law to make such repairs, and upon whom such order is served, shall make such repairs as thereby directed, and the order may direct that the building or structure be closed and not further used or occupied until such repairs are made. Upon the filing of such petition with the district court wherein any such building or structure is located, the court shall make a temporary order directing the state fire marshal to serve a copy of such petition and a copy of the temporary order upon the Minnesota Tax Commission, and the County Board of the County wherein such lands are situated, and if such lands are situated in cities of the first class, then also upon the assessor of such city of the first class, as well as ordering that notice be served upon the parties who have an interest of record in said property within such time as may be fixed by the court in said order. If within twenty days no objections are filed to said petition by the parties so served or by any person or persons claiming an interest in said property, the court may require the state fire marshal to present sufficient proof to sustain the allegations set forth in his petition, and thereupon the court may or may not make, as the case may require, an order of condemnation and direct the state fire marshal to proceed with the destruction of the building or structure; but if objections are filed and a copy of such objections have been duly served upon the state fire marshal within twenty days of the service of the copy of the temporary order and copy of the petition hereinbefore referred to, the court, upon application by the state fire marshal, shall make its order fixing the time and place for hearing of the matter, which place may be at any convenient point, at any general or special term, or out of the term, or in chambers within the judicial district where such lands are situated, and which time shall be within ten days from the date of the filing of the objections, or as

soon thereafter as may be. If upon such hearing the petition shall be sustained the court shall issue an order of condemnation and fix the time within which the building or structure shall be destroyed, repaired or altered in compliance with such order, and that upon failure of the proper person or persons to comply with the said order the state fire marshal shall proceed with the destruction thereof. If upon the hearing the petition of the state fire marshal is not sustained the court shall deny the petition.

In all cases where the order of the court has not been complied with and the state fire marshal is authorized to proceed with the demolition of any building or structure, the state fire marshal shall sell and dispose of the salvage materials therefrom at public auction upon three days' posted notice, and all expenses incurred by the state fire marshal shall be paid out of the moneys received from such auction of salvage material and any deficit remaining unpaid thereafter may be paid out of the funds created by and provided for in Section 5973 of Mason's Minnesota Statutes of 1927. Should any surplus remain of the amount received for salvage material after deducting the expenses incurred by the State Fire Marshal such surplus shall be paid to the county treasurer of the county where the property was situated to be distributed by him as provided by law.

Approved April 12, 1939.

CHAPTER 201—H. F. No. 700

An act authorizing the destruction of certain county vouchers, files, records and papers; and to amend the 1938 Supplement to Mason's Minnesota Statutes of 1927, Section 836-1.

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

Section 1. **Destruction of county records.**—The 1938 Supplement to Mason's Minnesota Statutes of 1927, Section 836-1, is hereby amended so as to read as follows:

“836-1. That the auditors of the several counties be and they hereby are authorized, with the consent and approval of their county boards and judge of the district court, to destroy the following vouchers, files, records and papers of their offices at the time and under the conditions herein specified: