

or improvement thereof, take possession of such land; and may at any time enter upon any lands and make surveys and examinations thereof in the location of trunk highways or in the acquisition of material for the construction or improvement thereof.

Approved April 18, 1941.

CHAPTER 308—S. F. No. 291

An act amending Mason's Supplement 1940, Section 6039-1, relating to the power of the conservator of rural credit to enter into composition agreements on mortgages and on contracts for deed containing the crop payment clause heretofore or hereafter entered into with the purchasers of land from the State of Minnesota, Department of Rural Credit.

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

Section 1. Law amended.—Mason's Supplement 1940, Section 6039-1, is hereby amended to read as follows:

"6039-1. Composition with mortgagors—application to district court—review.—Whenever the Conservator upon his own initiative or upon an application by a mortgagor, is of the opinion that real estate held as security by the State of Minnesota is worth less than the amount due on the indebtedness secured by the same, and the Conservator is able to liquidate said indebtedness by a satisfactory cash settlement, and whenever the Conservator, upon the written application by a contract vendee under the Crop Payment Plan who has fully complied with all the terms and provisions of his contract, is of the opinion that the real estate so sold by the State of Minnesota is worth less than the amount then due thereon and is of the opinion that the amount offered in payment by said contract vendee is commensurate with the then value of said real estate, he may enter into an amended contract for the sale of such land to such purchaser, upon the payment by said purchaser of not less than 25 per cent of such compromised purchase price, the balance thereof to be amortized over a period of not to exceed 20 years, he shall present a verified petition to the Judge of the District Court of the county where such lands are located setting forth the facts, and said judge, if satisfied that it is for the best interest of the state, may hear such petition, either with or with-

out notice, and make his order granting such petition, and authorizing the Conservator to compromise said indebtedness as requested in said petition. Said petition shall be verified by the Conservator and shall contain a complete recital of all the material facts, including an appraisal of the premises in question, made under the direction of the Conservator, accompanied by photographs of all the buildings, said appraisal shall set forth in detail the type and nature of the land, the condition and state of repairs of the buildings, and other improvements, its location with reference to highways and markets, the amount of crops raised on said premises during the past five years immediately preceding the filing of said petition whenever available, and all such other facts as may aid said judge in arriving at a conclusion, including a report of the State Tax Commission as to the value of the land. There shall also be attached the offer of composition by the debtor and his statement setting forth his assets and liabilities signed and verified by him. The Conservator shall add his recommendation to the petition relating to the offer of the debtor. The petition and all other papers in the matter, including the orders of the court shall be filed with the clerk thereof. The Conservator shall prepare the necessary blanks for use in preparing offers and financial statements by the debtors. The court may request the debtor to be present when his offer is being considered and he may be examined with reference to it. A notice stating the time and place when the petition shall be submitted to the court shall be given by the Conservator to the debtor. Such notice shall be mailed to said debtor not less than five days previous to the court hearing of such bids. The said court *at its own discretion or upon application by the Conservator* may order an additional appraisal of such land, and the same shall be made and filed with the court. Such appraisal shall be made independently of appraisals theretofore made at the direction of the Conservator.

The judge of said court is hereby authorized on his own motion and the request of the Conservator to request some outside judge to assist him with a prompt disposition of the proceedings under this act. The said court shall pass on and determine all proceedings submitted to it under this act at any general of (or) special term or in chamber or during vacation of the court and all orders shall be filed within five days after the matter has been submitted. Arbitrary action of the Conservator may be reviewed by a writ of certiorari returnable in the District Court of Ramsey County, Minnesota.

Whenever the Conservator, upon the written application by contract vendee under the Crop Payment Plan who has

fully complied with all the terms and provisions of his contract, requesting only an extension of time of payment thereunder, is of the opinion that such request is reasonable, may, in his discretion, extend the terms of amortization payment plan in such contract for a period of not to exceed five years, under such terms and conditions as he may prescribe."

Approved April 18, 1941.

CHAPTER 309—S. F. No. 647

An act to repeal Session Laws 1913, Chapter 183, and Session Laws 1925, Chapter 300, relating to exclusive powers of cities of the fourth class situated in two or more counties to expend all moneys arising from taxation for roads, bridges and streets.

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

Section 1. **Law repealed.**—That Chapter 183, Session Laws 1913 be, and the same hereby is repealed.

Sec. 2. **Law repealed.**—That Chapter 300, Session Laws of 1925 being an amendment to Chapter 183, Session Laws 1913, be and the same hereby is repealed.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 18, 1941.

CHAPTER 310—S. F. No. 822

An act relating to the superintendent of schools and fixing the salary thereof in all counties of this state now or hereafter containing not less than 14, nor more than 19, organized townships and having a population of not less than 32,000, nor more than 35,500 inhabitants and containing a city of the third class.

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