

for the purpose of such assessment may be divided into three classes:

Class No. 1, includes all lands or corporations receiving direct benefits such as drainage, *commercial navigation*, or protection from overflow by flood control improvements or prevention of siltation or control of erosion.

Class No. 2, includes all lands or corporations to which are furnished a drainage outlet by the construction or improvement of any artificial or natural drain or watercourse;

Class No. 3, includes all lands that are not receiving, but need drainage and that are furnishing waters that will be handled or controlled by the proposed improvement.

Classes Nos. 1 and 2 shall be treated as direct assessments.

Class No. 3 shall be treated as secondary assessments on account of the control of the waters furnished by these lands. All lands within or without the limits of the district falling within Classes 1 and 2 are hereby declared assessable for the construction of such improvements under the provisions of this act as lands directly benefited, and all lands falling within the provisions designated as Class 3 are subject to assessment as lands receiving benefit from the improvement.

Sec. 4. [112.771] **Pending litigation not affected.** *Nothing contained herein shall affect any litigation pending when this act becomes effective.*

Approved April 3, 1957.

CHAPTER 280—S. F. No. 578

An act relating to compensation of clerks of district court and amending Minnesota Statutes 1953, Section 144.203, Subdivision 3.

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

Section 1. Minnesota Statutes 1953, Section 144.203, Subdivision 3 is amended to read:

Subd. 3. **Clerk's fees.** The county auditor, upon certification to him by the clerk of district court of the number of birth and death certificates and transcripts received during the preceding month, shall issue his warrant in the sum of \$1.00 to said clerk of district court for each certificate and

transcript received, checked, recorded, and indexed, except those certificates on which the residence of the mother of a child or that of the decedent is shown to be in another county of the state, which sum shall be full compensation for all services rendered as provided herein, *and shall be in addition to said clerks' other compensation prescribed by law.*

Approved April 3, 1957.

CHAPTER 281—S. F. No. 782

An act relating to the eradication of brucellosis, and amending Minnesota Statutes 1953, Section 35.30.

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

Section 1. Minnesota Statutes 1953, Section 35.30, is amended to read:

35.30. **Cattle owners to assist in making test.** When, in accordance with section [sections] 35.25 to 35.32, the board, by its order, has fixed the time for commencement of testing in any area all cattle owners and persons in possession of cattle in the area shall, upon demand, submit the same for Bangs disease testing and physical examination by the board, or its authorized agents, and all such persons shall furnish such assistance to the board or its agents as shall be necessary to restrain the cattle in order to apply these tests and to make these physical examinations when the board, or its agents, enter upon the premises where the cattle are located and make demand therefor, or to make any retest of cattle within the area, as provided in sections 35.25 to 35.32. The owner, or person in possession, shall account for all animals tagged in making these tests and retests, and submit all such cattle to the board, or its agents, at any time when the board, or its agents, visit the premises to make further tests or examinations. The owner, or person in possession, shall immediately remove reacting cattle from the premises and cause the same to be slaughtered, as required by said board, *within 15 days after date of appraisal or when the owner refuses to sign the appraisal or report of the members of the appraisal board, except that in extraordinary circumstances and in meritorious cases, and at the discretion of the secretary and executive officer of the board, the time limit of 15 days may be extended an additional 15 days; provided the owner receives permission to do so from the secretary and executive officer within 15 days following date of appraisal, and shall not use milk or milk products, or sell or dispose of the same, from re-*