

division “(d)” may be had from the surety on this bond *or policy*. The amount specified in such bond *or policy* is declared to be a penalty, the amount recoverable to be measured by the actual damages; provided, however, that in no case shall such surety be liable for any amount in excess of the penal amount of the bond *or policy*.

All such bonds *or policies* shall be for the benefit of the obligee and all persons suffering damages by reason of the breach of the conditions thereof. In the event of the forfeiture of any such bond *or policy* for violation of law, the district court of the county wherein such licensed business was carried on may forfeit the penal sum of said bond *or policy*, or any part thereof, to the state or municipality named as obligee in such bond *or policy*.

Sec. 2. Nothing herein contained or omissions shall be construed as repealing any prior amendments to the foregoing sections by the 1943 session of the legislature.

Approved April 22, 1943.

CHAPTER 569—H. F. No. 832.

(AMENDING SECTION 94.52 MINNESOTA STATUTES 1941.)

An act relating to the distribution and appropriation of amounts received from the federal government as proceeds from the United States national forests in Minnesota; amending Mason's Supplement 1940, Section 6536-11.

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 6536-11, is amended to read as follows:

6536-11. **Expenditure of state's percentage of proceeds of sale of land to the United States.**—*Subdivision 1.* All sums heretofore or that may hereafter be received from the United States government, on account of an act of Congress approved May 23, 1908 (35 Stat. 260), or any amendments thereof hereafter enacted shall be expended as follows:

One-half for public schools and the remainder for public roads in the counties in which the national forests are situated; provided, however, that any county coming within the provisions of said act of Congress is hereby authorized to borrow money from

the Federal Government or any of its agencies and to use moneys received pursuant to the provisions of said act of Congress or amendments thereto for the purpose of repaying any loan or loans made to such county by the Federal government or any of its agencies. In the case of the Superior National Forest, the counties of Cook, Lake, *Koochiching* and St. Louis shall share in the distribution of the sum received from that source in the same proportion that the federally owned lands in each county which are within the boundaries of said forest bear to the total number of acres of federally owned lands in said forest area. In the case of the Chippewa National Forest, the counties of Cass, Itasca and Beltrami shall share in the distribution of the sum received from that source in the same proportion that the federally owned lands in each county, which are within the boundaries of said forest bear to the total number of acres of federally owned lands in said forest area.

Subdivision 2. Any distribution made by the state of moneys received from the United States government on account of said act of congress is hereby legalized and made valid and effective to the same extent as though the method of distribution used was provided for by legislative enactment prior to the distribution thereof.

Approved April 22, 1943.

CHAPTER 570—H. F. No. 985.

(AMENDING SECTION 256.01 AND 246.01 MINNESOTA STATUTES 1941.)

An act transferring all the powers and duties now vested in or imposed upon the director of public institutions with reference to the state sanatorium for consumptives to the director of social welfare by amending Mason's 1940 Supplement, Sections 3199-102, Subsection (a) and 3199-103.

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

Section 1. Law amended—Director of Social Welfare—powers and duties.—Mason's 1940 Supplement, Section 3199-102, Subsection (a) as amended to read as follows:

(a) All the powers and duties now vested in or imposed upon the state board of control by the laws of this state or by any law of the United States are hereby transferred to, vested in, and