

CHAPTER 155.

AN ACT TO APPROPRIATE MONEY TO SUCH PERSONS AS HAVE COMPLIED WITH AN ACT ENTITLED "AN ACT TO ENCOURAGE THE PLANTING AND GROWING OF TREES, SHRUBS, &c." FOR THE YEAR ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876.)

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

Appropriation
for planting
trees.

SECTION 1. The sum of two thousand dollars (\$2,000), or so much thereof as may be necessary, is hereby appropriated out of the general revenue fund to confirm the promises of the State to such persons for the year one thousand eight hundred and seventy-six (1876), as have complied with an act entitled "An act to encourage the planting and growing of trees, shrubs, &c.," approved February twenty (20), one thousand eight hundred and seventy-three (1873).

When act to
take effect.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 3, 1877.

CHAPTER 156.

AN ACT TO APPROPRIATE MONEY FOR THE PURPOSE OF PURCHASING SEED GRAIN FOR SUFFERERS FROM GRASSHOPPER RAVAGES.

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

Appropriation
for seed grain.

SECTION 1. That the sum of seventy-five thousand dollars (\$75,000), or as much thereof as may be necessary, be and the same is hereby appropriated out of any money in the treasury not otherwise appropriated for the purchase of seed grain for distribution to sufferers from grasshopper ravages as hereinafter provided.

Manner of
application.

SEC. 2. For the purpose of ascertaining the amount of the seed grain required by each county so devastated, it shall be the duty of the county auditors of such counties to give

immediate notice to the town clerks to post notices in at least three (3) of the most public places in each town, to all persons wishing to avail themselves of the benefits of this act, to meet at the county seat and file with the county auditor a sworn statement showing the condition of their property, both real and personal, and whether incumbered by mortgage or otherwise.

SEC. 3. No applicant shall be entitled to or receive any of the benefits of this act until after first making affidavit before some officer residing in the same county, qualified to administer oaths, that, by reason of grasshopper ravages, he or she is utterly unable, by any resource of their own, to procure seed grain; which affidavit shall be attested by at least two (2) witnesses, and such application and affidavit shall be filed in the office of the county auditor where such applicant resides, open to public inspection; and any person found guilty of false swearing shall suffer all the pains and penalties of perjury.

Affidavit required.

SEC. 4. The county auditor and county commissioners in each county so devastated by grasshoppers, are hereby appointed and constituted a board to meet and examine and consider each application made as provided for in sections two and three of this act, and to decide who are justly entitled to receive the benefits under this act, and to forward to the Governor a certified list of such applications.

Board of examiners.

SEC. 5. It shall be the duty of the board created by the foregoing section, to keep a correct statement of the amount of seed furnished each person, the cost of the same per bushel, together with a description of the land occupied by said applicant, in a book to be used for that purpose and no other.

Statement of amount furnished.

SEC. 6. Each and every person so receiving seed grain, shall affix his receipt for said grain under the entry in said book, said entry shall contain a statement that said sum is taxable against the person receiving seed grain and against his property, and that in consideration of the grain so received he will refund to the State the value thereof, through the form of a tax to be levied and collected as provided in this act, which shall be explained to each person receiving the same.

Receipts to be given.

SEC. 7. It shall be the duty of the county auditor of the counties embraced in this act, to cause to be assessed against the property of each and every person receiving seed grain under the provisions of this act, a sum equal to the cost of said grain. One-half of said sum to be levied in each of the two years first following the receipt of said grain, and the sum so assessed shall be a lien upon the crop of grain raised each year by the person receiving seed grain under the provisions of this act, until each year's tax is paid.

Amount to be assessed.

SEC. 8. In case of failure of crops by reason of grasshopper ravages or other cause, then the time of payment of the tax herein provided for shall be extended without interest

Time of payment may be extended.

and penalty from year to year until the person receiving aid under the provisions of this act shall have raised a crop of grain; but such person shall make affidavit to the fact of the destruction of the crop as provided in section three (3) of this act.

Distribution
by the Govern-
nor.

SEC. 9. The Governor, upon receipt of lists of applicants as provided in section four (4) of this act, shall thereupon proceed to make distribution of the amount appropriated, giving to each county a proportionate sum based upon the number of applicants from such counties, allowing to each such applicant an equal share of the appropriation. *Provided*, no person shall receive more than twenty-five dollars (\$25) of the amount thus appropriated for the purchase of seed grain. In every case the county auditor and county commissioners shall deliver to such applicants seed grain and not money; and it shall be the duty of said officers, whenever in their judgment it may be necessary, to require security of any applicant that he will sow or plant the seed grain so received by him.

Order on State
Auditor.

SEC. 10. The Governor shall issue to each county so devastated, an order on the State Auditor for such amount of the appropriation as is provided for in section nine (9) of this act. The State Auditor shall thereupon draw his warrant on the State Treasurer for that amount.

County board
to draw money
and purchase
grain.

SEC. 11. It shall be the duty of the county board so constituted to draw the money from the State Treasurer on the warrant of the State Auditor, and purchase such seed grain necessary as they find most suitable for these applicants, and shall cause the same to be distributed in equal shares to each applicant, and take his receipt as provided for in section five (5).

Certified lists.

SEC. 12. It shall be the duty of the county auditor to [have] hand the certified list of applications sent to the Governor on or before the fifteenth (15th) day of March, A. D. one thousand eight hundred and seventy-seven (1877).

Moneys col-
lected to be
paid over.

SEC. 13. All moneys collected by the county treasurer of any county, under the provisions of this act, shall be paid over to the State Treasurer, together with the other taxes collected for the State during that year.

Tax uncollect-
able.

SEC. 14. In case of any tax provided for under the provisions of this act, being found to be not collectable, then it shall be the duty of the county auditor, when such default occurs, to assess a sufficient tax against the taxable property of the county at large, sufficient to cover such default, which amount shall be paid over to the State Treasurer, as provided for in section thirteen (13).

When act to
take effect.

SEC. 15. This act shall take effect and be in force from and after its passage.

Approved February 21, 1877.