

which said land is situated, and said treasurer shall keep a separate account of all moneys so collected under this act, and shall transmit the same to the state treasurer the same as state taxes are paid.

Any person availing himself of the benefits of this act, who shall sell or otherwise dispose of any portion of the grain threshed from such crop without first repaying into the county treasury as above provided the amount of said loan, out of the first moneys received from the sale of any part of said grain, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be imprisoned in the county jail not to exceed one year.

SEC. 5. In case of the loss or failure of any such crop upon which a lien is so reserved for the collection of said seed grain loan, or if the same for any reason remains unpaid, the amount so loaned shall be levied as a personal tax, in the next assessment of taxes after November fifteenth, eighteen hundred, ninety-five, by the auditor, and may be collected as other personal taxes are collected except that there shall be no exemption therefrom as above provided; and when collected shall be transmitted by the county treasurer to the state treasurer with other state taxes, a separate account thereof having been kept and rendered with the remittance.

Loan to be a
tax—when.

SEC. 6. In case the amount or any part of the amount so furnished to any county remains unpaid after the expiration of two years, such amount shall be ascertained by the board of county commissioners and an order issued therefor payable to the state treasurer, out of the general revenue fund of said county.

Shortage—how
paid.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 8th, 1895.

CHAPTER 195.

H. F. No. 752.

An act fortaking the fourth (4) decennial census of the State of Minnesota.

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

SECTION 1. That a census of the population of Minnesota shall be taken as of dates hereinafter provided for.

Census to be
taken.

SEC. 2. There shall be established in the office of the secretary of state, a bureau to be known of the census bureau of Minnesota, of which bureau the secretary of

Census bureau.

state shall be chief or superintendent, and he shall have as his assistants such clerical force as shall be herein-after provided. The secretary of state, in his official capacity as created by this act, shall be known as the superintendent of census, whose duty it shall be to superintend and direct the taking of the fourth (4th) decennial census of this state, under the rules and provisions of this act, and to perform all duties required of him by law.

Information
required.

SEC. 3. The information to be gathered as to enumeration of inhabitants and such social statistics pertaining thereto shall include an enumeration of the inhabitants and a special enumeration of the legal voters residing in each city, town, village or borough, together with a full and complete enumeration of all the soldiers and sailors of the late war residing in the state, and in all unorganized portions of the state, on the first (1st) day of June, one thousand and eight hundred and ninety-five (1895). No enumeration of Indians not entitled to the right of suffrage under the constitution and laws of this state shall be included in this census.

The superintendent of census shall prepare appropriate schedules and blanks for the purpose of an enumeration, which blanks shall provide for distinguishing sex of persons, their respective ages, color, nativity, occupation, persons of foreign parentage, length of time males over twenty-one years (21) of age have resided in this state and in their respective enumeration district, amount of time males over twenty-one (21) years of age have been employed at their regular occupation during the year ending June first (1st) one thousand eight hundred and ninety-five (1895).

The enumeration of the inhabitants shall commence on the first (1) day of June, one thousand eight hundred and ninety-five (1895), and be completed and in the hands of the superintendent of the census not later than July thirty-first (31), one thousand eight hundred and ninety-five (1895).

Enumerators.

SEC. 4. The superintendent of the census shall, for the purpose of securing the information called for by this act, appoint census enumerators for the various civil divisions hereinafter specified, using as a basis of apportionment as to population, the United States census of one thousand eight hundred and ninety (1890), and he shall so apportion the enumeration districts that the provisions of section three (3) of this act shall be faithfully and duly performed.

SEC. 5. The compensation of the enumerators and special agents shall be fixed as follows. Compensation
—how fixed.

In enumeration districts where the superintendent of census shall deem such allowances sufficient, an allowance not exceeding two (2) cents for each living inhabitant.

Rates of compensation for all other enumeration districts shall be fixed according to the difficulty of enumeration, having reference to the nature of the region to be canvassed and the density or sparseness of settlement, or other considerations pertinent thereto, but the compensation allowed to any enumerator in any such district, or to any special agent or enumerator, shall not be less than two (2) dollars nor more than three (3) dollars per day of ten (10) hours actual field work each, when a per diem compensation be established by the superintendent of census, nor more than three (3) cents for each living inhabitant.

No claim for mileage or other traveling expenses shall be allowed any enumerator.

The superintendent of census shall keep suitable forms for keeping accounts of the returns made by enumerators and of the time occupied by same in field work, for the purpose of ascertaining the amounts due to the enumerators severally under the provisions of this act.

Provided, however, that the rates of compensation for enumerators in cities of five thousand (5,000) and over shall be one (1) dollar and seventy-five (1.75) cents per hundred and in townships, villages and cities containing not less than five hundred (500) nor more than five thousand (5,000) the compensation shall be two (2) dollars per hundred.

SEC. 6. The boundaries of all enumeration districts shall be along township or ward lines and no enumeration district shall contain more than two townships or wards, except in unorganized towns or counties, in such towns or counties the superintendent of census shall fix the boundaries as he may deem just and proper. Districts.

SEC. 7. In the appointment of enumerators preference shall in all cases be given to properly qualified persons, honorably discharged soldiers or mariners residing in their respective districts, and an applicant's political faith shall be no test of his fitness. Enumerators shall be appointed upon application only, made upon blanks prepared by the census bureau and the superintendent of census shall, in appointing all enumerators be guided largely by the applicant's local recommendations as to fitness and qualifications, and said applicant's petition or application shall bear the endorsement and recommendation of at least three (3) or more citizens known Qualifications
of enumerators

Application.

Enumerator's
commission—
oath.

to be of reputable business standing and of good character. No enumerator shall be deemed qualified to enter upon his duties until he has received from the superintendent of census a commission under his hand authorizing him to perform the duties of an enumerator, and setting forth the boundaries of the subdivision within which such duties are to be performed by him he shall, moreover take and subscribe the following oath or affirmation: I....., an enumerator for taking the fourth decennial census of Minnesota do solemnly swear (or affirm) that I will make a true and exact enumeration of all the inhabitants within the district assigned to me as provided for in the act for taking the fourth decennial census; and in conformity with all lawful instructions which I may receive, and will make due and correct returns therefor as required by said act, and will not disclose any information contained in the schedules, lists, or statements obtained by me to any person or persons, except to my superior officers.

(Signed)

Which said oath or affirmation may be administered by any judge or clerk of a court of record; or any justice of the peace or notary public empowered to administer oaths: which oath duly authenticated shall be forwarded to the superintendent of census before the date fixed herein for the commencement of the enumeration.

Duties of
enumerator.

SEC. 8. It shall be the duty of each enumerator, after being qualified in the manner aforesaid, to visit personally each dwelling house in his district, and each family therein and each individual living out of a family in any place of abode and by inquiry made of the head of such family, or of the member thereof deemed most credible and worthy of trust or of such individual living out of a family to obtain each and every item of information and all the particulars required by this act as of date June first (1st) eighteen hundred and ninety-five (1895).

And in case no person shall be found at the usual place of abode of such family or individual living out of a family, competent to answer inquiries made in compliance with the requirements of this act, then it shall be lawful for the enumerator to obtain the required information as nearly as may be practicable, from the family or families, or person or persons, living nearest to such place of abode.

Same.

SEC. 9. And it shall be the duty of each enumerator to forward the original schedules duly certified, to the

superintendent of census as his returns under the provisions of this act.

SEC. 10. That each and every person more than twenty (20) years of age, belonging to any family residing in any enumeration district or subdivision, and in case of the absence of the heads and other members of any such family, then any representative of any such family shall be, and each of them hereby is required, if thereto requested by the enumerator to render a true account to the best of his or her knowledge of every person belonging to such family, in the various particulars required by law and whoever shall willfully fail or refuse shall be guilty of a misdemeanor, and upon conviction thereof shall be imprisoned in the county jail in his respective county for a period of not exceeding sixty (60) days.

Duty to answer questions.

SEC. 11. If any enumerator or agent appointed under this act willfully refuses to perform any duty required of him in accordance herewith or fails to forward his original schedules, duly certified to within the time provided by this act, or falsifies or attempts to falsify in any manner his enumeration schedules or reports, he shall be guilty of a misdemeanor and upon conviction shall be imprisoned in the county jail in his respective county for a period not exceeding ninety (90) days, and if any person shall refuse to give the information required by this act to a person authorized to collect the same he shall be guilty of a misdemeanor and upon conviction shall be imprisoned in the county jail in his county for a period not exceeding ninety (90) days.

Enumerator—penalty for failure in duty.

SEC. 12. All fines imposed by this act may be recovered in any court of competent jurisdiction and shall accrue wholly to the state.

Fines—how recovered.

SEC. 13. In case any enumerator or agent shall be found incompetent or derelict in the performance of his duties his commission may at any time be revoked by the superintendent of census, and another enumerator or agent appointed in his place.

Revoking commission.

SEC. 14. The superintendent of the census shall, on or before the twenty-fifth (25th) day of May next transmit to the enumerator appointed under the provisions of this act, printed schedules in accordance with the provisions of section three (3) and four (4) of this act relating to the population, with such instructions as said superintendent may deem necessary and a notice that the returns upon such schedules must be made to the office of the census bureau on or before the last day of July eighteen hundred and ninety-five (1895).

Schedules furnished.

Employees.

SEC. 15. The superintendent of census shall employ such clerks, copyists stenographers, etc., as he shall deem necessary in compiling, tabulating and publishing the census under the provisions of this act.

Printing reports.

SEC. 16. The expert printer shall under the supervision of the superintendent of the census and his chiefs attend to the printing of all necessary census blanks and all printing needed in conducting the taking of the census, and also that of the publication of the said census reports in book form, all of which printing shall be done as now provided by law. The expert printer shall keep a separate account of all printing done under the provisions of this act, which record shall show the dates of order issued and the kind of form and number of the same printed, and shall have printed thereon marks indicating the date the same were printed, or ordered printed, and the number printed, being a duplicate in part of the record entered in his printing account book. He shall issue no order for any census printing until same are countersigned and approved by the superintendent of census, or authorized assistant. All bills for census printing shall be paid in the same manner as regular state printing bills are now paid, but out of the funds appropriated for census work.

Census head-
quarters.

SEC. 17. The superintendent of the census is hereby authorized to make such arrangements with the custodian of the capitol for the use of the senate and house chambers and the committee rooms of the state capitol building as may be necessary in conducting the work of taking and compiling the census, and he shall make suitable provisions for the safe storage and preservation of all important census schedules and documents, during the process of taking and publishing said census, and he shall cause to be preserved in the state capitol building all original census schedules and documents after same have been printed, and the thirtieth (30th) session of the state legislature shall make such disposition of the same as it shall see fit. The superintendent of census shall preserve inviolate and intact all census statistics, and shall not allow such statistics or any portion of the same to be made public until same are printed under the provisions of this act. Nor shall any attaches or employers in the census bureau divulge or make public to any person or persons any of the census statistics. Any violation of the provisions of this section shall be punished by a fine not exceeding two hundred and fifty (250) dollars or imprisonment in the county jail for a period of not more than ninety (90) days.

Penalty for
disclosing
statistics.

SEC. 18. The compilation and publication of the census shall be completed not later than the first (1st) day of January eighteen hundred and ninety-six (1896) and the superintendent of census shall cause to be published ten thousand (10,000) copies of said census, and shall have one copy sent to every board of trade, chamber of commerce and business or mercantile union or association in this state; one copy to each county auditor and clerk of every city, town or village council and town clerk in this state, and one copy to each and every public and private school library, one copy to each newspaper and periodical published in this state, one copy to each state institution, and shall mail one copy to each member of the present legislature and all state officials, and shall also retain in his office a copy for each member of the legislature which shall convene in eighteen hundred and ninety-seven (1897). All remaining copies shall be retained in the office of the secretary of state and circulated as he may deem most satisfactory.

Compilation
and publica-
tion—distribu-
tion.

SEC. 19. The secretary of state shall cause to be published a special report to the next legislature which shall show the number of legal voters, by senatorial districts, residing in this state at the time the census was taken and shall incorporate in his report such other information as he may deem advisable, and he shall receive as a compensation for his services under the provisions of this act, the sum of five hundred (500) dollars.

Report to next
legislature.

SEC. 20. All bills and expenses incurred in the taking of the fourth decennial census of this state, shall be vouchered and approved by the superintendent of census, sent to the state auditor who shall issue the proper warrant on the state treasurer for the amount of the said voucher.

Bills and
expenses.

SEC. 21. That the sum of forty-five thousand (45,000) dollars is hereby fixed and limited as a maximum cost of the census herein provided for and it shall not be lawful for the superintendent of census to incur any expense or obligation whatever in respect to said census in excess of that sum, and said sum is hereby appropriated out of any money in the treasury not otherwise appropriated to be immediately available and continually available until the completion of this census. *Provided*, that the superintendent of census shall have authority to employ such office help as is necessary and that their salaries shall be paid out of the foregoing appropriation.

Appropriation.

SEC. 22. That the superintendent of census is hereby authorized whenever he may think proper, to call upon any other department or office of the state government,

or any municipal government for information pertinent to the enumeration herein required.

SEC. 23. This act shall take effect and be in force from and after its passage.

Approved April 22nd, 1895.

CHAPTER 196.

S. F. No. 563.

Forest fires.

An act to provide for the preservation of forests of this state and for the prevention and suppression of forest and prairie fires.

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

Forest commissioner and fire warden,

SECTION 1. The state auditor shall be forest commissioner of this state and his orders shall be supreme in all matters relating to the preservation of the forests of this state and to the prevention and suppression of forest and prairie fires as hereinafter provided.

The supervisors of towns mayor of cities and presidents of village councils are hereby constituted fire wardens of their respective towns cities and villages in the state and the chief fire warden may appoint as fire wardens such other persons as he may deem necessary living in or near to unorganized territory in this state, whose districts, to be known as fire districts he may determine.

Chief fire warden—salary.

SEC. 2. The aforesaid forest commissioner shall appoint a competent deputy to be known as chief fire warden, who, from personal experience, is familiar with the conditions of the forests and methods by which fires may be controlled.

Said chief fire warden shall receive a salary of twelve hundred (\$1,200) dollars per year, and shall hold his office during the pleasure of the forest commissioner. He shall represent the authority of the forest commissioner, and it shall be his duty to enforce the provisions of this act throughout the state.

Duties of chief fire warden.

SEC. 3. The chief fire warden shall have general charge of the fire warden force of the state and shall have authority to mass such fire warden force as may be available at any special point to suppress fires.

In case the fire warden force of any locality is deemed by said chief fire warden inadequate to prevent or suppress forest or prairie fires, he may appoint temporarily needed fire wardens whose duties and authority shall be the same as herein given to town supervisors acting as fire wardens.