

person; or, who, with intent to commit some crime therein breaks or enters any building, or a room or any part of a building, and while therein, has in his possession or makes use of, any dangerous explosive, or burglars' tools, is guilty of burglary in the first degree.

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

Approved April 17, 1905.

CHAPTER 211.

H. F. No. 536.

An act to amend section fifty-five (55), chapter two (2) of the General Laws of 1902, entitled "An act relating to the taxation of real estate; providing for penalties relating thereto; the entry of tax judgments, and the sale and disposition of such delinquent real estate; redemption from such sale, and the payment of taxes upon real estate so delinquent."

Real estate taxes.

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

SECTION 1. That section fifty-five (55) of chapter two (2) of the General Laws of 1902, be and the same is hereby amended so as to read as follows:

Section 55. Purchaser to Receive Deed. How and When.—Any person, or his heirs or assigns, receiving the certificate described in the preceding section, shall be entitled to a deed from the state, and upon presentation of such certificate to the governor he shall be authorized to execute a deed in the name of the state to the person entitled hereto, conveying the lands therein described, and every such deed shall vest the grantee with complete title to such lands, subject to the defenses that the tract or parcel was exempt from taxation, or that the taxes had been paid for which such tract or parcel was sold at the said tax sale. Such deed may be recorded as other deeds of real estate, and the record thereof shall have the same force and effect in all respects as the record of such other deeds, and shall be evidence in like manner.

Deed from state.

But any one having any interest in any such tract or parcel of land shall have the right to redeem said land as provided in title four (4) of this chapter, and no such tax deed shall be issued, nor shall the full period of redemption expire until sixty days shall have elapsed after the filing of proof of service of notice made in the same

Right to redeem.

manner as provided in sections forty-seven (47) and forty-eight (48) of this chapter.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

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

Approved April 17, 1905.

H. F. No. 579.

CHAPTER 212.

An act proposing an amendment to section sixteen (16) of article nine (IX) of the Constitution of the State of Minnesota, establishing the road and bridge fund, and authorizing the Legislature to levy an annual tax for the purpose of constructing and improving roads and bridges within this state.

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

Constitutional amendment.

SECTION 1. The following amendment to section sixteen (16) of article nine (IX) of the Constitution of the State of Minnesota, is hereby proposed to the people of the state for their approval or rejection; that is to say, change section sixteen (16) of article nine (IX) of said Constitution so that said section sixteen (16) shall read as follows:

Improvement of public highways.

"Section 16. For the purpose of lending aid in the construction and improvement of public highways and bridges, there is hereby created a fund, to be known as the "state road and bridge fund," said fund shall include all moneys accruing from the income derived from investments in the internal improvement land fund, or that may hereafter accrue to said fund, and shall also include all funds accruing to any state road and bridge fund, however provided.

Authority to legislature.

The Legislature is authorized to add to such fund, for the purpose of constructing or improving roads and bridges of this state, by providing, in its discretion, for an annual tax levy upon the property of this state of not to exceed in any year one-fourth ($\frac{1}{4}$) of one mill on all the taxable property within the state.

Provided, that no county shall receive in any year more than three (3) per cent or less than one-half ($\frac{1}{2}$) of one (1) per cent of the total fund thus provided and expended during such year; and *provided, further*, that in no