

attempted to locate, establish or construct any ditch, drain or other water course wholly within such county, and said board shall have found, and by resolution or order adopted by said board have determined, that such ditch, drain or water course will be of public utility and promote or be conducive to the public health, and that the benefits or estimated benefits to be derived from the construction thereof, are greater than the total cost, including damages awarded, and such ditch, drain or water course has been actually constructed, or the county has entered into a contract or contracts for the construction thereof, and the county auditor has executed and filed, in the office of the register of deeds, the tabular statement provided for in said acts, respectively, making assessments for the cost of location, establishment and construction of the same against the lands, corporations and roads benefited thereby, and no appeals have been taken therefrom or from any of such proceedings, then the said proceedings and any assessments or liens so levied or attempted so to be assessed or levied for the actual cost of such work, including damages awarded, are hereby legalized and declared to be valid and in full force and effect until paid, in the time and manner set forth in said acts respectively.

Sec. 2. This act shall not apply to or affect the right of appeal from said proceedings as now provided by law or any actions or appeals now pending in which the validity of said proceedings is called in question.

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

Approved March 28, 1907.

CHAPTER 73—H. F. No. 116.

An Act to authorize the railroad and warehouse commission to fix time when local warehouseman shall keep house open for business.

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

Railroad commission to determine hours for opening of warehouses.—Section 1. The railroad and warehouse commission, after hearing, may determine when it is necessary.

for any person operating a local warehouse to keep the same open for business in order to properly serve the public.

Refusal to comply a misdemeanor.—Sec. 2. Any person operating such local warehouse who shall fail to keep the house open for business during the time fixed by the commission, after receiving written notice of the same, shall be deemed guilty of a misdemeanor.

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

Approved March 28, 1907.

CHAPTER 74—H. F. No. 586.

An Act to amend section 5448, Revised Laws 1905, relative to the manufacture of binding twine at the state prison at Stillwater, and regulating the sale thereof, and providing a penalty for the violation of the regulations for such sale.

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

Binding twine, how to be sold.—Section 1. That section 5448 of the Revised Laws of 1905 be and the same is hereby amended so as to read as follows:

Section 5448. Sale of Binding Twine—Regulation—Penalty—The price of binding twine manufactured at the state prison shall be fixed by the warden and the state board of control not later than March 1 each year. Such twine shall be sold to actual consumers, in quantities needed for their use, and to dealers within the state, under such rules and regulations as may be provided by said board, for cash or security, approved by the warden. Dealers desiring to purchase such twine shall enter into a written agreement with the state to sell only to actual consumers within the state for their own use. Such agreement shall also provide that when such twine is sold for cash it shall be at a price not greater than one cent per pound above the purchase price and freight from the prison to the station where such twine is sold, and when such twine is sold on time, at a price not greater than one and a half cents per pound above the purchase price and freight, as hereinbefore provided.