

ceiving and conducting to and from said hatchery waters necessary or desirable for the use of said hatchery, in such manner as the said board of county commissioners may deem fit; and in case the owner of any real property, land or premises, and the said board of county commissioners cannot agree as to the value of the premises taken or so to be taken for any such use, the value thereof and the price so to be paid therefor shall be determined by the appraisal of three competent disinterested persons, residents of such county commissioned to ascertain the amount to be paid by said board of county commissioners to the owner or person interested, such appraisers to be appointed on application of the said board of county commissioners by the judges of the district court within and for such county, according to the provisions of chapter 41, of the Revised Laws of 1905, so far as reasonably applicable, which said law shall apply to and govern proceedings under this act.

Commissioners to have full management and control of hatchery.—Sec. 3. That the board of county commissioners of any such county shall have full management and control of said fish hatchery and for that purpose are hereby authorized and empowered to hire such help as may be necessary to establish and care for said fish hatchery.

Commissioners authorized to make \$5,000 annual appropriation.—Sec. 4. For the purpose of carrying out the provisions of this act, the board of county commissioners of any such county is hereby authorized and empowered to make an annual appropriation of not more than five thousand dollars (\$5,000.00) per year.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 17, 1909.

CHAPTER 220—S. F. No. 299.

An Act authorizing the State Forestry Board to make certain contracts and to provide for the payment by the State of Minnesota of the taxes on certain lands in Itasca State Park.

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

State forestry board authorized to accept donation.—Section 1. The state forestry board is hereby authorized to accept for the state of Minnesota donations of the hereinafter described land within the limits of the Itasca State Park, and such donors may reserve to themselves the right to cut and remove from the said lands all the white pine, Norway pine, Jack pine, spruce,

cedar, tamarack and balsam timber eight inches in diameter and over and four feet and six inches from the ground at the time of cutting; and that the donors of the said land may reserve the right to cut and remove the timber growing on said land for a period not exceeding ten years from the date of such donation.

Taxes to be paid by the state.—Sec. 2. All the taxes levied on such timber which the donors may reserve to themselves under this act shall be paid by the state of Minnesota for a period not exceeding ten years and the said donors shall have the right to drive their logs through Itasca Lake with two foot head of water during such period of ten years for the purpose of getting the timber cut on such lands to market. In addition to the right given to the state forestry board under this act, they shall reserve to the state and it shall be part of the agreement under which such donation is made that the said state of Minnesota by its said forestry board shall have the right to select such groves of timber as it may wish to preserve, to mark such groves and the trees therein with copper nails or white paint at the expense of the donors, and to pay the purchase price for the stumpage selected, which price shall be the same as that awarded the Red River Lumber Company according to size. *Provided*, that the state forestry board shall have the right to make partial payments for any standing timber which the forestry board may purchase from said donors.

\$800.00 annually appropriated.—Sec. 3. There is hereby annually appropriated out of any money in the state treasury not otherwise appropriated the sum of eight hundred dollars (\$800.00) per annum, or so much thereof as may be necessary for the payment of the taxes on any timber that may come under the provisions of this act.

Lands described.—Sec. 4. The lands referred to in section one (1) of this act are situated in Itasca Park in Becker, Hubbard and Clearwater counties in this state and are described as follows:

Becker county—

Lots numbered one (1), two (2) and three (3) and the south half of northeast quarter ($S\frac{1}{2}$, $NE\frac{1}{4}$), the northwest quarter of southwest quarter ($NW\frac{1}{4}$, $SW\frac{1}{4}$), the west half of southeast quarter ($W\frac{1}{2}$, $SE\frac{1}{4}$) and the southeast quarter of southeast quarter ($SE\frac{1}{4}$, $SE\frac{1}{4}$) of section one (1) and lots numbered two (2), three (3), nine (9) and ten (10) of section three (3), all in township one hundred forty-two (142) north of range thirty-six (36) west.

Hubbard County—

Lots numbered one (1), two (2), three (3) and four (4) and the southeast quarter ($SE\frac{1}{4}$) of section thirty-one (31),

township one hundred forty-three (143) north of range thirty-five (35) west.

Clearwater county—

The northwest quarter (NW $\frac{1}{4}$) and south half (S $\frac{1}{2}$) of section nine (9); west half of northwest quarter (W $\frac{1}{2}$, NW $\frac{1}{4}$) and lots numbered five (5), eight (8) and nine (9) of section fifteen (15); west half of northeast quarter (W $\frac{1}{2}$, NE $\frac{1}{4}$), north half of northwest quarter (N $\frac{1}{2}$, NW $\frac{1}{4}$) southeast quarter of northwest quarter (SE $\frac{1}{4}$, NW $\frac{1}{4}$), southeast quarter of southwest quarter (SE $\frac{1}{4}$, SW $\frac{1}{4}$), northwest quarter of southeast quarter (NW $\frac{1}{4}$, SE $\frac{1}{4}$) and the south half of southeast quarter (S $\frac{1}{2}$, SE $\frac{1}{4}$) of section twenty-one (21); lots numbered one (1), two (2) and three (3) and the east half of southwest quarter (E $\frac{1}{2}$, SW $\frac{1}{4}$), southwest quarter of southeast quarter (SW $\frac{1}{4}$, SE $\frac{1}{4}$) of section twenty-three (23); north half of northwest quarter (N $\frac{1}{2}$, NW $\frac{1}{4}$), southwest quarter of northwest quarter (SW $\frac{1}{4}$, NW $\frac{1}{4}$) and southeast quarter (SE $\frac{1}{4}$) of section twenty-five (25); southeast quarter of northeast quarter (SE $\frac{1}{4}$, NE $\frac{1}{4}$), north half of southeast quarter (N $\frac{1}{2}$, SE $\frac{1}{4}$), southeast quarter of southeast quarter (SE $\frac{1}{4}$, SE $\frac{1}{4}$) and west half (W $\frac{1}{2}$) of section twenty-seven (27); lot numbered one (1) of section thirty-three (33) and the north half of northeast quarter (N $\frac{1}{2}$, NE $\frac{1}{4}$), north half of northwest quarter (N $\frac{1}{2}$, NW $\frac{1}{4}$), southwest quarter of northwest quarter (SW $\frac{1}{4}$, NW $\frac{1}{4}$), northeast quarter of southwest quarter (NE $\frac{1}{4}$, SW $\frac{1}{4}$) and northeast quarter of southeast quarter (NE $\frac{1}{4}$, SE $\frac{1}{4}$) of section thirty-five (35), all in township one hundred forty-three (143) north of range thirty-six (36) west, together with such other lands in Itasca Park in addition to those above named as may be donated to the state by the Pine Tree Lumber Company under the provisions of this act.

Section 5. This act shall take effect and be in force from and after its passage.

Approved April 17, 1909.

CHAPTER 221—S. F. No. 368.

An Act to amend Section 4165 and Section 5262 of the Revised Laws of 1905 and Chapter 35 of the General Laws of 1907, relating to the trial of causes and the drawing of grand and petit jurors in the District Court.

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

Trial of causes in certain cases.—Section 1. That section 4165, of the Revised Laws of 1905, be amended so as to read as follows: