

all stipulations, conditions and recitals contained in the surrendered certificates, including the right to register the same if issued in coupon form and to re-surrender the same for conversion into other certificates as herein provided.

Sec. 6. Outstanding certificates may be registered.—All certificates now outstanding may be registered either fully or as to principal only as in said certificates provided.

Approved April 8, 1921.

CHAPTER 222—S. F. No. 957.

An act to legalize certain contracts heretofore let for the construction of certain public drainage ditches, to authorize the filing of liens against property benefited thereby within prescribed limits and legalize such liens, and to authorize and legalize county bonds to be issued in connection with such ditches.

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

Section 1. Application of act.—This act shall apply when a judicial ditch shall have heretofore been established under the provisions of Chapter 230, Laws 1905, and when, in pursuance of a petition to that effect, signed by owners of land liable to assessment therefor, the plan of construction of said ditch was, prior to the letting of contracts therefor, changed in certain particulars from that recommended by the engineer, and contracts have been heretofore let for the construction of said ditch, and the cost thereof as measured by the aggregate amount of said contracts and by other expenses incurred and to be incurred in connection therewith exceeds the aggregate amount of benefits as found by the viewers.

Sec. 2. Contracts legalized.—In any such case such contracts so let are hereby legalized as against the claim that any of them were let in contravention of Section 5536 General Statutes 1913 as amended.

Sec. 3. Liens legalized.—In any such case the auditor of any county in which such ditch is located in whole or in part, is authorized and empowered to make and cause to be filed the lien statement provided for by Section 5543 General Statutes 1913, against the lands in such county found benefited by the viewers' report, to the extent of such benefits so found, or in excess of such benefits so found as against any tract to the extent specified in a written consent thereto when signed by the record owners thereof and filed with the county auditor. Any such liens so evidenced are hereby declared legal and valid according to their terms.

Sec. 4. Bonds may be issued.—The county board of any county in which any such ditch is located in whole or in part is authorized and empowered, proceeding under the appropriate provi-

sions of Chapter 230, Laws 1905, to issue and sell the county's bonds to the aggregate cost of the part of said ditch located in said county, notwithstanding the fact that such cost exceeds the aggregate of benefits as found by the viewers for lands in such county, and any such bonds so hereafter issued and sold are hereby declared legal obligations of the county issuing the same.

Sec. 5. **Not to affect actions pending.**—This act shall not apply to or affect any action or proceedings now pending in which the validity of any such proceedings or such bonds is questioned.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 8, 1921.

CHAPTER 223—H. F. No. 760.

An act providing for the imposition of a tax upon persons, co-partnerships, companies, joint stock companies, corporations, and associations however organized engaged in the business of mining or producing iron ore and other ores, for enforcing and collecting the same and prescribing penalties for the violation thereof.

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

Section 1. **Occupation tax of 6% on iron ore.**—Every person engaged in the business of mining or producing iron ore or other ores in this state shall pay to the state of Minnesota an occupation tax equal to 6 per cent of the valuation of all ores mined or produced, which said tax shall be in addition to all other taxes provided for by law, said tax to be due and payable from such person on May 1 of the year next succeeding the calendar year covered by the report thereupon to be filed as hereinafter provided.

Sec. 2. **Value of ore—How ascertained.**—The valuation of iron or other ores for the purposes of determining the amount of tax to be paid under the provisions of Section 1 of this act shall be ascertained by subtracting from the value of such ore at the place where the same is brought to the surface of the earth, such value to be determined by the Minnesota tax commission:

1. The reasonable cost of separating the ore from the ore body, including the cost of hoisting, elevating, or conveying the same to the surface of the earth.

2. If the ore is taken from an open pit mine, an amount for each ton of ore mined or produced during the year equal to the cost of removing the overburden, divided by the number of tons of ore uncovered, the number of tons of ore uncovered in each such case to be determined by the Minnesota Tax Commission.

3. If the ore is taken from an underground mine, an amount for each ton of ore mined or produced during the year equal to the cost of sinking and constructing shafts and running drifts, divided