

zen of the state, an experienced land surveyor, or cruiser, and acquainted with the value of pine lands and stumpage, and shall have at least five years practice in surveying or cruising and estimating such lands and the timber thereon. Before any person is so appointed he shall file with the auditor an affidavit showing that he possesses all the qualifications aforesaid. At the time of his appointment he shall give a bond to the state in at least the sum of \$5,000.00, conditioned for the faithful performance of his duties, which bond shall be approved by the auditor, and, with the required oath, filed in his office. The state estimators are hereby authorized to arrest any person found trespassing upon state lands and deliver him to the sheriff of the county, and such estimator shall immediately enter a complaint before a justice of the peace in said county, charging the person so arrested with such trespass, and the person so in custody shall be arraigned and given a hearing on such complaint. Such state estimators shall wear when on duty a badge of office to be designed and provided by the state land commissioner. And it is hereby declared a misdemeanor for any person not a duly appointed and acting state estimator to wear such a badge or to personate or claim to be a state timber estimator. The board of timber commissioners, created by section 13 (5270) of this act, are hereby authorized to dispose of and settle for, at stumpage value, timber cut by railroad companies upon right of way of land acquired from the state of Minnesota, or cut upon state lands and actually used in the construction of a railroad, also for the timber used in the construction of dams, lumber camps or public improvements of a permanent nature. *Such board of timber commissioners are further authorized to settle for, at stumpage value, timber cut by lessees under contracts made pursuant to provisions of Chapter 405, laws of 1919.* Provided, however, that no such settlements shall be made until the timber has been scaled or counted and appraised by a duly appointed state land examiner or timber estimator.

Approved February 21, 1923.

CHAPTER 31—H. F. No. 300.

An act to amend Section 5279, General Statutes, 1913, relating to assignment of timber permits.

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

Section 1. **Assignments of permits.**—That section 5279, General Statutes, 1913, be and the same is hereby amended so as to read as follows:

“Section 5279. The assignment of any permit shall be executed in the same manner as a deed of land, and shall be acknowledged. No assignment shall be operative without the approval of the auditor, who, if he shall approve the same, shall endorse his approval

thereon, and record the assignment in his office. Before any such approval, the assignee shall give to the state a bond, which shall be substantially in the form and subject to the rules provided for the bond to be given by an original purchaser; but the original bond given by the purchaser and any bond given by any prior assignee shall remain in full force. *Instead of the second bond herein required the auditor in his discretion may accept the agreement of the assignee and any corporate surety upon such original bond, substituting the assignee in the place of such original purchaser and continuing such original bond in full force and effect as to such assignee.*

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

Approved February 21, 1923.

CHAPTER 32—H. F. No. 41.

An act to authorize cities of the second class to sprinkle its streets, alleys, highways, public ways and public grounds and to pay therefor out of the general fund of such city, without assessing the cost thereof to property benefited thereby.

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

Section 1. **Cities of second class authorized to sprinkle streets.**—That the City Council of each city of the second class in the State of Minnesota is hereby authorized to sprinkle the streets, alleys, highways, public ways and public grounds of such city, either by letting the same by contract or without letting the same by contract and to pay the cost of the same from the general fund of such city.

Sec. 2. **Definition of the term sprinkling.**—Sprinkling as used or referred to in this act shall be deemed to include sprinkling, flushing, saturating or treating the surface of streets, alleys, highways, public ways and public grounds with water, oil or any kind of fluid, mineral or other substance, for the purpose of preventing dust in the atmosphere or on the surface of such streets, alleys, highways, public ways and public grounds.

Sec. 3. **Procedure if let by contract.**—Before letting such work by contract such city shall proceed in the same manner as when letting contracts for other non-assessable improvements.

Sec. 4. **When work not let by contract.**—When such work is done by the city, the city council shall by resolution designate what officers or officer shall supervise such work, and it may from time to time appoint one or more persons to assist such supervisor or supervisors and may fix their compensation and term of service, or provide that they shall serve during its pleasure.

Sec. 5. **May district city for purpose of sprinkling.**—The city council may by resolution district and re-district such city for the