

any person; the employment of "cappers" or "steerers" to obtain business; "splitting" or dividing a fee with any person or persons; the obtaining of any fee or compensation by fraud or misrepresentation; employing either directly or indirectly any suspended or unlicensed optometrist, to perform any work covered by this act; the advertising by any means whatsoever, of *optometric* practice or treatment or advice in which untruthful, improbable, misleading or impossible statements are made. After one year, upon application, and proof, that the disqualification has ceased, the board may reinstate such person.

(e) Every registered optometrist who shall temporarily practice optometry outside or away from his regular registered place of business shall display his registered certificate and shall deliver to each customer or person there fitted or supplied with glasses a receipt or record which shall contain his signature and show his permanent registered place of business or post office address, and number of *his certificate, together with the amount charged therefor, but nothing contained in this subdivision shall be construed as to permit peddling or canvassing by licensed optometrists.*"

Sec. 5. Laws repealed.—That Section 12, Chapter 239, General Laws 1925, be and the same hereby is amended so as to read as follows:

"Sec. 12. All acts and parts of acts so far as inconsistent herewith, are hereby repealed."

Sec. 6. Effective Sept. 1, 1929.—That the following new section be added to Chapter 239, General Laws 1925:

"Sec. 14. This act shall take effect September 1st, 1929."

Approved April 27, 1929.

CHAPTER 421—H. F. No. 620

An act to amend Section 6034, General Statutes 1923, sub-division g, as amended by Chapter 226, Laws, 1925, and sub-division i, as amended by Chapter 244, Laws, 1925, of Section 6038, General Statutes 1923, and Section 6041, General Statutes 1923, as amended by Chapter 244, Laws 1925, and Section 6049, General Statutes 1923, relating to the Department of Rural Credit.

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

Section 1. Seal.—That Section 6034, General Statutes 1923, be amended so as to read as follows:

“6034. The Bureau shall provide itself with and keep a seal. The design of this seal shall be as follows: a circle within which shall appear the word “seal.” Between the lower and upper halves of the circle properly divided shall appear the words “*Department of Rural Credit, State of Minnesota.*” *Every instrument or paper heretofore executed by said Department to which has been affixed a seal in either of said forms is hereby legalized and declared to have been duly executed.*”

Sec. 2. Security for loans—Terms of loans—Purposes—Limitations—Rate of interest.—That sub-division g, as amended by Chapter 226, Laws 1925, and sub-division i, as amended by Chapter 244, Laws 1925, of Section 6038, General Statutes 1923, be amended, respectively, so as to read as follows:

“6038. Said Bureau shall make loans upon the following terms and conditions:

g. The amount of original loans to any one borrower shall never exceed the maximum sum of Fifteen Thousand Dollars nor shall any loan be for a less sum than Five Hundred Dollars.

i. Every borrower shall pay simple interests on defaulted payments at the rate of seven per cent per annum and by express covenant in his mortgage deed shall pay when due all taxes, liens, judgments, assessments and insurance, which may be lawfully assessed against the mortgaged land; and by such covenant shall agree to and shall keep insured against fire and the elements in any local or other insurance company authorized to do business in this state by the Insurance Department to the satisfaction of the Bureau all buildings, the value of which was a factor in determining the amount of the loan. Insurance shall be made payable to the mortgagee as its interest may appear at the time of loss; and at the option of the Mortgagor and subject to the general regulations of the Bureau, sums so received may be used to pay for reconstruction of the buildings destroyed. Taxes, judgments, assessments and other liens, affecting the security of the mortgage, and not paid when due, may be paid by the mortgagee, at the option of the Bureau, and, when any buildings shall not be insured or kept insured as aforesaid, the Bureau, at its option, may obtain such insurance and pay the cost thereof, and any payments by the Bureau for any of the purposes aforesaid shall thereupon become a part of the debt secured by the mortgage, and shall bear simple interest at the rate

of seven per cent per annum. The disbursements under this subdivision prior to the date when the state acquires title to the real estate covered by mortgage under foreclosure proceedings or by deed in lieu of foreclosure proceedings shall be paid from the Rural Credit Fund, and all disbursements in connection with such real estate after such date shall be paid from the Rural Credit Expense Fund. *Provided disbursements for building and other improvements of a permanent nature shall be paid from the Rural Credit Fund."*

Sec. 3. Bonds, certificates of indebtedness, etc.—That Section 6041, General Statutes 1293, be amended so as to read as follows:

"6041. Bonds, certificates of indebtedness and tax levy certificates provided for in this act shall be issued in such denominations, mature at such times and be sold and redeemed in such manner as the Bureau shall determine, and the Bureau shall have full authority to prescribe such other rules and regulations as may be necessary or advisable in connection with the issuance of said bonds or certificates, including rules for the registration of bonds issued. In determining the maturity dates of bonds, the bureau shall take into account the amortization provisions of this act. Certificates of indebtedness shall be issued only when there is insufficient money in the Rural Credit Interest Fund available for the payment of interest upon outstanding bonds or certificates when due, and the issuance of certificate of indebtedness shall be limited to an amount sufficient to cover such deficiencies. Certificates of indebtedness shall mature not later than two years from date of issue and no more than *one million* dollars of such certificates of indebtedness shall be outstanding at any one time, but the Bureau may refund any outstanding certificates of indebtedness at maturity subject to the limitations hereof. All bonds and certificates shall be sold upon competitive bids after proper notice unless they are sold to the state's trust funds. Bonds and certificates issued by the Bureau shall designate on their face the purpose for which they are issued and shall be signed by the Chairman of the Bureau in behalf of the Bureau and attested by the Secretary of State, and be in such form as shall be approved by the Attorney General and shall bind the State to pay the same according to the terms thereof. Facsimile signatures of the chairman and Secretary of State shall be sufficient upon interest coupons. Before issuance all bonds and certificates to be issued by the Bureau shall be presented to the State Auditor, who shall make a record of the time, showing the number, amount, date of issue, date of maturity of each bond or certificate and the auditor or his deputy shall certify thereon that such record has been made. If at any time there is insufficient money in the Rural Credit Fund to pay any bonds at maturity, or in the Rural Credit Interest Fund to pay any

certificates of indebtedness at maturity, or interest upon bonds or certificates, and which cannot otherwise be paid under the limitations of this act, the Bureau shall issue its tax levy certificates in an amount sufficient to cover said deficiency. Such tax levy certificates shall mature at the earliest practicable date and be sold in the same manner as bonds and other certificates issued by the Bureau. Upon the issuance of such tax levy certificates the Bureau shall certify the amount thereof and the maturity dates to the State Auditor, who shall thereupon make a tax levy against all the taxable property of the state, in the same manner as other taxes are levied in an amount sufficient to pay said certificates at maturity, together with interest thereon. The moneys derived from said tax levy shall be credited to the appropriate fund, or funds. Payment of interest falling due upon said certificates prior to the collection of said tax levy shall be made from the Rural Credit Interest Fund. The Bureau may direct the State Auditor to cancel any tax levy prior to the date of certifying same to the several county auditors, if money is available in the proper fund, or funds, for the payment of said tax levy certificates. If a tax levy is ordered cancelled subsequent to the issuance of tax levy certificates a sum necessary to pay said certificates at maturity shall be set aside from any available money in the proper fund, or funds, and such sums shall be used for no other purpose. Said certificates may be redeemed before maturity by consent of the holders thereof. If a tax levy is cancelled interest upon outstanding tax levy certificates shall be paid from the Rural Credit Interest Fund. After the issuance of tax levy certificates and the levy of the tax to pay said tax levy certificates, the Bureau shall from the first money available in the proper fund, or funds, repay the state the amount of money received by it from the sale of tax levy certificates with interest at four per cent from the date when interest started to run upon said certificates. Partial payments may be made upon such amount from time to time as funds become available. Such repayment shall be credited to the Revenue fund, if there are no outstanding tax levy certificates, otherwise such payment shall be credited to a Tax Levy Certificate fund and shall be available for the payment of outstanding tax levy certificates or interest thereon. The State Auditor shall credit all taxes collected under the provisions of this section to the Tax Levy Certificate fund, and all tax levy certificates and interest thereon shall be paid therefrom. Any surplus remaining after the payment of all outstanding tax levy certificates shall be transferred to the Revenue fund."

Sec. 4. Foreclosures of mortgages.—That Section 6049, General Statutes, 1923, be amended so as to read as follows:

"6049. Any foreclosure of any of the mortgages provided for by this act shall be made in the usual manner, either by action or by

advertisement, as the Bureau may direct. *Provided it shall not be necessary to record any power of attorney. Provided further when default shall exist in the payment of amortized installments of principal and interest or either thereof, the Bureau, if it shall determine that the best interests of the state so require, may take and accept crop or chattel mortgage security or both, in lieu of present foreclosure. Provided further, the Bureau, at its option, may take and accept deed to the mortgaged lands in lieu of foreclosure. All deeds which may have been heretofore so taken and accepted are hereby legalized and confirmed.* In case of foreclosure it shall be the duty of the Attorney General to render all services needed in connection with such foreclosure proceedings, and the costs and expenses, now or that may hereinafter be provided by law, in the foreclosure of real estate mortgages may be taxed in the foreclosure of any mortgage in like manner and to the same effect as if the State of Minnesota were a natural person. Provided no attorney's fee shall be collected upon any such foreclosure nor provided for in any mortgage given under this act."

Approved April 27, 1929.

CHAPTER 422—S. F. No. 1072

An act to amend Section 1, Chapter 193, General Laws 1913, as amended by Chapter 207, General Laws 1921, to fix the compensation of county surveyors in the State of Minnesota in counties having a population of not less than 240,000 inhabitants nor more than 300,000 inhabitants.

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

Section 1. **Salary of county surveyor in certain counties.**—That Section 1, Chapter 193, General Laws 1913, as amended by Section 1, Chapter 207, General Laws 1921, is hereby amended to read as follows:

"Sec. 1. That the compensation of county surveyors in all counties in this state having, according to the then last completed state or national census, a population of not less than two hundred and twenty-five thousand inhabitants and not more than 330,000 inhabitants is hereby fixed at the sum of \$5,000.00 per annum, which shall be paid in equal monthly installments out of the county treasury of *such* counties upon warrants of the county auditor, and in