

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

Section 1. Minnesota Statutes 1941, Section 256.24, is hereby amended so as to read as follows :

256.24. Death of recipient; funeral expenses; claim against estate. On the death of a recipient, the county agency *shall* pay an amount for reasonable funeral expenses not exceeding \$100.00. No funeral expenses shall be paid if the estate of the deceased is sufficient to pay such expenses or if the children, or spouse, who were legally responsible for the support of the deceased during his lifetime, are able to pay such expenses; provided, that the additional payment or donation of the cost of cemetery lot, interment, religious service, or for the transportation of the body into or out of the community in which deceased resided, shall not limit payment by the county agency as herein authorized. Freedom of choice in the selection of a funeral director shall be granted to persons lawfully authorized to make arrangements for the burial of any such deceased recipient. In determining the sufficiency of such estate due regard shall be had for the nature and marketability of the assets of the estate. The county agency may grant funeral expenses where the sale would cause undue loss to the estate. Any amount paid by the county as funeral expenses shall be a prior claim against the estate, as provided in section 525.44, and any amount recovered shall be paid to the treasury of the county which paid the expenses and deposited in the county old age assistance fund and 50 percent thereof shall be paid to the state agency.

Approved March 24, 1945.

CHAPTER 148—S. F. No. 341

An act authorizing the sale of certain indemnity school lands in Itasca County having frontage on a meandered lake.

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

Section 1. Authority to commissioner of conservation to sell certain land. The commissioner of conservation is hereby authorized to offer for sale and to sell during 1945 Lot 9, Section 22, Township 57, Range 25, in Itasca County, in the same manner as provided for the sale of other state indemnity school lands, notwithstanding the fact that such land may have frontage on a meandered lake.

Sec. 2. Sale of improvements thereon; allotment of proceeds. If, in the opinion of the commissioner of conservation, the present occupant of said land settled upon the same in good faith, believing he had a right or title to the same, the value of the improvements made by such occupant shall be appraised separately and if at the sale of such land the present occupant thereof, shall be the purchaser, he shall not be required to pay for such improvements. If a person other than the occupant of said land shall purchase the same such purchaser shall pay to the state at the time of the sale, in addition to all other required payments, the full amount for which such improvements were appraised and the amount so received by the state for such improvements shall be paid over to the present occupant of the land, his heirs, representatives or assigns by warrant drawn by the state auditor upon the state treasurer. All amounts received for such improvements are hereby appropriated for making such payments.

Approved March 24, 1945.

CHAPTER 149—S. F. No. 244

An act relating to the preservation and protection of timbered areas, conservation of water resources, prevention of floods; amending Laws 1943, Chapter 290, Sections 2, 3 and 4.

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

Section 1. Laws 1943, Chapter 290, Section 2, is hereby amended to read as follows:

"90.215. Subd. 2. Size of trees which may be cut for pulpwood. No spruce, balsam, jack pine or tamarack shall be cut unless two or more 100 inch sticks can be cut per tree and the tree has a stump diameter of six inches or more inside of the bark at 16 inches above ground level. Provided that on each acre cut over there shall be left at least eight thrifty trees of the minimum diameter or larger of the predominant species as seed trees, provided, however, that nothing herein shall be construed to prohibit the cutting of Christmas trees."

Sec. 2. Laws 1943, Chapter 290, Section 3, is hereby amended to read as follows:

"90.215. Subd. 3. Size of trees which may be cut for saw logs. No white or Norway pine trees shall be cut which