

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

do not have a stump diameter of ten inches or more in diameter inside of the bark 16 inches above ground level. Provided, that on each 40-acre tract from which pine timber is taken, eight or more such pine trees with a stump diameter of ten inches or more, 16 inches above ground level, shall be left."

Sec. 3., Laws 1943,, Chapter 290, Section 4., is hereby amended to read as follows:

"90:215. Subd. 4. **Ties:** No birch, maple or oak shall be cut which do not have a stump diameter inside the bark of ten inches or more."

Approved March 26, 1945.

CHAPTER 150—S. F. No. 400

An act relating to the sale of tax forfeited land and timber, amending Minnesota Statutes 1941, Section 282.01, Subdivisions 3 and 4.

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

Section 1. Minnesota Statutes 1941, Section 282.01., Subdivision 3., is hereby amended to read as follows :

"Subdivision. 3. **Sale of non-conservation lands.** All such parcels of land classified as non-conservation, except those which may be reserved, as hereinafter provided, shall be sold at public or private sale, as hereinafter provided, if it shall be determined, by the county board of the county wherein such parcels lie, that, it is advisable to do so, having in mind their accessibility, their proximity to existing public improvements, and the effect of their sale and occupancy on the public burdens. Any parcels of land proposed to be sold shall be first appraised by the county board of the county wherein such parcels lie, and such parcels may be reappraised whenever the county board deems it necessary to carry out the intent of sections 282.01 to 282.13. In such appraisal the value of the land and any standing timber thereon shall be separately determined. Before any parcel of land is sold the appraised value of the timber thereon shall first have been approved by the commissioner of conservation.

In any county wherein a state forest or any part thereof is located, the county auditor shall submit to the commissioner