

REVISED LAWS OF  
MINNESOTA 94

SUPPLEMENT 1909

CONTAINING

THE AMENDMENTS TO THE REVISED LAWS,  
AND OTHER LAWS OF A GENERAL AND  
PERMANENT NATURE, ENACTED  
BY THE LEGISLATURE IN  
1905, 1907, AND 1909

WITH HISTORICAL AND EXPLANATORY NOTES TO PRIOR STATUTES  
AND FULL AND COMPLETE NOTES OF ALL  
APPLICABLE DECISIONS

COMPILED AND ANNOTATED BY  
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that an investigation was requested or made, be given in evidence upon the trial of any civil action upon such policy. ('05 c. 331 § 9)

See note under section [1641—]1.

**[2374—]21. Additional tax—Proceeds, how appropriated.**—Every fire insurance company doing business in the state, except town mutual companies, shall hereafter pay to the state treasurer on or before the first Monday of April in each year, in addition to all other taxes and fees required of it by law, a tax equal to one-fourth of one per cent of the net premiums collected by it for insurance upon property within the state. So much of the proceeds of such tax as may be necessary for the purpose is hereby appropriated for the payment of the expenses incurred under the provisions of this act, and no such expenses shall be incurred in any year in excess of the gross receipts therefrom. ('05 c. 331 § 10)

See note under section [1641—]1. This section appears to be superseded, except as to certain domestic mutual companies, by section 1625 as amended.

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## CHAPTER 39.

### BOUNTIES AND REWARDS.

**2397. Wolves—Standing appropriation.**—Every person who shall kill a wolf in this state shall be rewarded in the sum of seven and one-half dollars for a full-grown animal, and three dollars for a cub, to be paid by the state out of the revenue fund, and so much of said fund as may be necessary for such payments is hereby appropriated annually. Any county board may add to such reward, and appropriate county funds therefor. (R. L. 2397, as amended by Laws 1907, c. 381, § 1.)

**2399. Clerk to issue certificate.**—The town clerk shall make and file a certificate that he examined the carcass; that it was that of a full grown wolf or cub, as the case may be; and that the toes of both front feet were removed in his presence and in the presence of the witnesses named. All animals produced at any one time shall be included in one certificate, and the clerk shall furnish a copy thereof to the claimant, who shall pay a fee of twenty-five cents therefor, and ten cents for its filing. Provided, that in unorganized towns the application shall be made to the nearest town clerk in the county. (R. L. § 2399, as amended by Laws 1907, c. 298.)

**2402. Gophers, rattlesnakes, crows, etc.**—Any county board or board of town supervisors may by resolution offer a bounty for the destruction of gophers, ground squirrels, ground hogs, or wood chucks, rattlesnakes, crows or blackbirds. The resolution may be made to cover the whole or any part of the county, and may be annually renewed, but it shall have force and effect only during the calendar year in which it was adopted or renewed. The bounty shall in no case exceed five cents for each pocket gopher; three cents for each common gopher or ground squirrel; fifteen cents for each ground hog, or wood chuck; fifty cents for each rattlesnake, and ten cents a dozen for blackbirds killed during the months of April, May and June, and five cents a dozen for blackbirds killed during July, August, September and October; and ten cents for each crow killed between May 15 and June 15, and between August 15 and September 15. (R. L. § 2402, as amended by Laws 1909, c. 48, § 1.)

**2403. Method of payment.**—The bodies of such animals, reptiles and birds shall be produced to the chairman of the town board of

the town where they were killed, and if he shall be satisfied that they were killed within the designated territory, and by the person producing them, he shall certify to the county auditor the number of each kind so killed; and the auditor shall issue thereon a warrant on the county treasurer for the amount the claimant is entitled to receive under the resolution; or the claimant may produce such bodies and evidence to the auditor direct. The official to whom such bodies are produced shall immediately cause the removal of one foot from each animal and bird, and the rattlers from the rattlesnake. Any town board may also offer a bounty for the destruction of blackbirds and adopt rules for the payment thereof. Any board of township supervisors may also offer a bounty for the destruction of the animals, birds and reptiles described in this act, and adopt rules for the payment thereof, which bounty so offered by a township may be in addition to any bounty which may be offered by the board of county commissioners. (R. L. § 2403, as amended by Laws 1909, c. 48, § 2.)

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## CHAPTER 40.

### PUBLIC LANDS.

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#### SALES BY AUDITOR.

##### 2404. School lands—Minimum price—Pine lands.

G. S. 1894, § 3965, cited in *White & Street Townsite Co. v. J. Neils Lumber Co.*, 100 Minn. 16, 110 N. W. 371.

See note under section [2448—]1.

##### 2405. University lands—Minimum price.

See section 2409.

##### 2407. Swamp lands—Minimum price.

See section 2409.

**In general.**—The purchaser of swamp land, who holds a land commissioner's certificate therefor, has such title as will enable him to maintain an action to have removed a milldam which causes the water to overflow his land. *Scotfield v. Scheaffer*, 104 Minn. 123, 116 N. W. 210.

##### 2408. Internal improvement lands—Minimum price.

See section 2409.

**2409. State institutions and capitol lands—Minimum price of certain state lands—Advertisement of sale—Cost of drainage.**—All lands selected for state institutions under an act of the legislature entitled: "An act to appropriate swamp lands to certain educational and charitable institutions and for the purpose of creating a state prison," approved Feb. 13, 1865, and all lands known as state capitol lands, shall be appraised and sold as school lands are sold. Provided, that all lands belonging to the state by virtue of the various congressional acts set forth in sections 2404, 2405, 2407, 2408 and 2409, of the Revised Laws of Minnesota for 1905, the minimum price thereof shall be \$5.00 per acre, and the terms of payment and conditions of sale shall be the same as is now provided by law. Provided, however, that where state lands have been benefited by and assessments paid for drainage, such drainage improvements shall be duly considered by the state land examiner in making appraisals. Provided further, that when such drained lands are sold the principal and interest paid thereon shall be credited by the state auditor