

science, including industry, order, economy, punctuality, patience, self-denial, health, purity, temperance, cleanliness, honesty, truth, justice, politeness, peace, fidelity, philanthropy, patriotism, self-respect, hope, perseverance, cheerfulness, courage, self-reliance, gratitude, pity, mercy, kindness, conscience, reflection and the will.

Daily exercises

SEC. 2. That it may be the duty of the teachers to give a short oral lesson every day upon one of the topics mentioned in section one (1) of this act, and to require the pupils to furnish illustrations of the same upon the following morning.

Duty of teachers.

SEC. 3. That emulation may be cherished between pupils in accumulating facts in regard to the noble traits possible, and in illustrating them by daily conduct.

SEC. 4. This act shall take effect and be in force from and after July first (1st), one thousand eight hundred and eighty-one (1881).

Approved March 4, 1881.

CHAPTER 151.

AN ACT TO ENCOURAGE TIMBER CULTURE, AND TO PROVIDE A COMPENSATION THEREFOR.

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

SECTION 1. That every person who shall hereafter plant and cultivate one (1) acre and not more than ten (10) of prairie land with any kind of forest tree except black locust, and keep the same in a thrifty growing condition for a period of six (6) years, and every person who shall plant, cultivate, protect and keep in a thrifty growing condition for the same period one half mile or more of such forest trees along any public highway, shall be entitled to receive compensation at the rate of three dollars (\$3) annually for each acre of grove planted, and two dollars (\$2) annually for each half ($\frac{1}{2}$) mile of such line of trees for the period of six (6) years. To entitle any person to compensation under this act for trees planted by the acre, such person shall plant or grow not less than twenty-seven hundred (2700) trees on each acre in the first (1st) instance, and cultivate, maintain and keep in a thrifty growing condition at least eighteen hundred (1800) trees on each acre during the first (1st) and second (2d) years next succeeding the year of planting, and maintain in a thrifty growing condition for the remaining three (3) years thereafter not less than nine hundred (900) trees on each

Number and kinds of trees to be planted.

Conditions necessary for receiving compensation.

acre; and to entitle any person to compensation for the planting, cultivation, protection and maintenance of trees along a public highway, such person shall plant the trees not more than eight (8) feet apart, cultivate the same during the first (1st) and second (2d) years after the year of planting, and maintain the same in a thrifty growing condition, not more than eight (8) feet apart for the remaining three (3) years. *Provided*, that the planting of cuttings or sowing tree seed shall be construed to be a planting of trees within the meaning of this act, but no person shall receive compensation for the year in which such cuttings are planted or tree seeds are sown, and the year succeeding the sowing of such tree seed and planting of cuttings shall be construed to be the six (6) years for which compensation is granted under this act; *Provided*, also that this act shall not apply to any railroad company planting trees within two hundred (200) feet of its track, nor to any person planting trees in compliance with the requirements of the act of Congress, entitled: "An act to encourage the growth of timber on western prairies," approved March (3d) one thousand eight hundred and seventy-three, (1873) or an act amendatory thereof.

Plat to be filed.

SEC. 2. Any person wishing to secure the benefits of this act shall file with the County Auditor of the county in which the land is located a correct plat of such grove or line of trees, and designate the same by metes and bounds, giving the subdivision on which the same is located, according to government survey, and if such grove or line of trees is extended, supplemental plats of such extension made out in like manner, shall be filed from time to time, as such extension is made; such applicant for compensation shall also make proof of the ownership of the land, and of the planting and maintaining of the requisite number of trees, and at the proper distance as above specified, and of the cultivation and maintenance, in a thrifty growing condition of the same, as within provided, to be verified by the claimant and supported by the affidavit of at least two freeholders, residents of the same town, who have personal knowledge of the facts, which proof is to be filed with the County Auditor of the county, between the first (1st) and fifteenth (15th) day of July of the year for which compensation is claimed. Such proof shall be made in such form and on such blanks as shall be prescribed by the Minnesota Forestry Association, in conformity with the spirit of this act.

Duty of assessor.

SEC. 3. It is hereby made the duty of the Assessor of every town, at the time of making his assessment, to ascertain whether or not trees have been planted by any land owner in his town, and for which compensation is claimed under this act, and in case trees have been planted, and such compensation is claimed, the assessor shall personally examine the grove or line of trees, and make report of the extent and con-

dition thereof, according to the prescribed form, the same to be returned to the County Auditor with the other returns and assessment book.

SEC. 4. The County Auditor shall thereupon, and before the first (1st) day of August each year, compare the proof furnished by the owner of the grove or line of trees with the Assessor's report thereof, and if the same correspond in substance he shall immediately forward to the State Auditor a certified list of all plats filed, and proofs of planting, cultivation and maintenance found correct as aforesaid.

Duty of county auditor.

SEC. 5. If the State Auditor finds that the provisions of this act have been complied with, he shall issue to the several claimants entitled to compensation his warrant upon the State Treasurer for the amount to which such claimant is entitled under this act, on the first (1st) Monday in October each year. *Provided*, that if the aggregate of the compensation so applied for shall in any one (1) year exceed the amount of money in the hands of the State Treasurer belonging to the State forestry fund, then it shall be the duty of the State Auditor to ascertain the amount of money in said fund, and on the first (1st) Monday of October in such year equitably distribute such sum among the claimants, and to issue no warrant to any claimant for a larger sum than his pro rata share under said distribution, and his warrant for such pro rata shall relieve the State and said fund from further claim for such year.

Duty of state auditor.

SEC. 6. For the purpose of paying the compensation provided for in this act a general tax of one-tenth (1-10th) of one (1) mill on the assessment of all the real and personal property in the State shall be annually levied by the State Auditor, in the same manner as State taxes. The moneys collected from such tax shall be designated the State "Forestry Fund," shall be separately kept and accounted for, and shall be collected in the same manner and by the same persons as are other State taxes, and paid into the State Treasury. The State Treasurer shall place all moneys collected from said tax to the credit of said fund, and no payments shall be made therefrom except for the redemption of the State Auditor's warrants, issued as hereinbefore provided, and as provided in the following section. *Provided*, that no more than twenty thousand dollars (\$20,000) shall be expended for said purpose in any one (1) year.

Tax to be levied.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 5, 1881.