

lating and facilitating adequate rural library service, (r) making provision for educational research, planning and demonstrations, or for one or any combination of the above purposes, at a time when the legislature is not in session, the governor shall have power to accept the provisions of such act or acts of the Congress of the United States, or to accept such parts or provisions as may be separately acceptable, by executive order, upon recommendation of the state board of education and pending further action by the legislature.

**Sec. 2. State Board of Education to make plans.**—Pursuant to such acceptance, the state board of education shall have authority to make and secure approval for plans to carry out the purposes of the provisions accepted.

**Sec. 3. State Treasurer to be custodian of funds.**—The state treasurer shall be the custodian for all funds received from the United States government on account of such acceptance, and he shall disburse such funds on requisition of the state board of education for purposes consistent with the acts of the Congress and in accordance with the provisions of this act and of the order of acceptance.

**Sec. 4. Effective date.**—This act shall take effect and be in force from and after the legislative day preceding adjournment of the present session of the legislature.

Approved April 12, 1939.

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#### CHAPTER 207—H. F. No. 1216

*An act relating to the prehistoric, archaeological and paleontological features of the State of Minnesota, and prescribing certain powers and duties of the Commissioner of Conservation and certain divisions of the department of conservation with reference thereto, and prescribing penalties for the violation of this act.*

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

**Section 1. Right of exploration, etc., reserved to state.**—The state of Minnesota preserves to itself the exclusive right and privilege of investigating, exploring, excavating and surveying, by and through the person or persons it may license for that purpose as hereinafter provided, all aboriginal mounds and earthworks, ancient burial grounds, prehistoric ruins, fossil bone deposits, and all other archaeological and

vertebrate paleontological features within the state of Minnesota, subject to the rights of the owners of any privately owned lands upon which the same may be situated, to use such lands for agricultural, domestic or industrial purposes; and the ownership of the state is hereby expressly declared in any and all articles, antiques, fossil remains, implements or material found or discovered by virtue of such investigating, exploring, excavating or surveying.

**Sec. 2. Licenses, etc.**—Any person or persons desiring to obtain a license for the purposes set forth in section 1 of this act shall present an application therefor to the archaeologist, who shall be appointed by the department of anthropology and archaeology of the University of Minnesota from among its staff and be attached to the department of the commissioner of conservation, describing the location where the investigating, exploring, excavating or surveying is to be done, and such other information as the archaeologist shall require, accompanied by an annual license fee of \$25.00 except said archaeologist or his duly authorized representative, who may receive a license without fee with the consent and approval of the commissioner of conservation. Thereupon the commissioner shall investigate the location of such proposed work and if satisfied as to the location and as to the scientific fitness of the applicant to make archaeological and paleontological investigations, explorations or excavations, may issue a license to the applicant for that purpose. Each license shall expire at the end of the calendar year in which issued, but may be renewed for another calendar year or years in the discretion of the commissioner upon payment of said fee of \$25.00 per year. Any license may be revoked by the commissioner at any time upon being convinced that the explorations or excavations authorized by the permit or license are being conducted unlawfully or improperly.

**Sec. 3. Fifty per cent to licensee.**—50 per cent of all articles, antiques, fossil remains, implements and material found or discovered by such investigations, explorations or excavations shall be and become the property of the licensee and the remaining 50 per cent shall remain the property of the state of Minnesota to be kept in or at such state buildings or institutions as the commissioner may prescribe. The division thereof shall be made by the commissioner and the licensee, and in case of dispute, the commissioner's decision shall govern and control such division.

**Sec. 4. Who shall enforce act.**—It shall be the duty of

the employees of the division of game and fish, the division of forestry and the division of lands and minerals of the department of conservation to assist the commissioner of conservation in carrying out and enforcing the provisions of this act.

**Sec. 5. License fees paid into state treasury.**—All license fees collected under the provisions of this act shall be paid into the state treasury and credited to the department of conservation contingent fund and any expenses in connection with the administration and enforcement thereof shall be paid from the same fund upon the approval of the commissioner and auditor's warrant, but the expenses so paid shall in no case exceed the fees so collected.

**Sec. 6. Violation a misdemeanor.**—Any person violating any of the provisions of this act shall be guilty of a misdemeanor.

Approved April 12, 1939.

CHAPTER 208—H. F. No. 1282

*An act relating to salary of County Commissioners in certain counties.*

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

**Section 1. Salary of County Board in certain counties.**—In all counties in this state now or hereafter having a population of not less than 14,000 nor more than 16,000 population, and an assessed valuation of not less than \$9,000,000 nor more than \$10,000,000, exclusive of moneys and credits, and now or hereafter having a land area of not less than 638 nor more than 642 square miles, the salary of the county commissioners shall be \$600.00 per annum.

Approved April 12, 1939.

CHAPTER 209—S. F. No. 649

*An act relating to the licensing of dealers and manufacturers of motor vehicles, amending the 1938 Supplement to Mason's Minnesota Statutes of 1927, Section 2686.*

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