

only after their approval by the majority of the members of the county board of St. Louis county, and a majority of the members of the county board of education for the unorganized school territory of St. Louis county.

Approved April 24, 1959.

CHAPTER 534—S. F. No. 1052

[Not Coded]

An act appropriating \$5,000 to the forest pest control account for forest pest control.

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

Section 1. Forest pest control appropriation. There is hereby appropriated out of the general revenue fund in the state treasury not otherwise appropriated the sum of \$5,000 to the forest pest control account provided by Minnesota Statutes 1957, Section 89.58, for forest pest control, to be available for the fiscal year ending June 30, 1959.

Sec. 2. This act is effective upon its final enactment.

Approved April 24, 1959.

CHAPTER 535—S. F. No. 505

[Coded in Part]

An act relating to garnishments; providing for penalties in certain garnishment proceedings and allowing certain orders by the court; amending Minnesota Statutes 1957, Section 571.55.

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

Section 1. [571.67] Penalty in certain garnishment proceedings. *A party who serves a garnishment summons prior to the issuance of the summons in the main action is liable to the defendant named in the garnishment proceedings in the amount of \$50, except where the defendant is a non-resident.*

Sec. 2. Minnesota Statutes 1957, Section 571.55, is amended to read :

571.55 **Release of portion of impounded property; discharge for laches.** *To prevent undue hardship or harassment any court in which a main action has been commenced, upon motion and notice to the parties, may limit or restrict prospective garnishments prior to the entry of any final judgment in the main action, and may release such part of the property impounded which exceeds the amount of the claim, and may condition its order upon such terms as are just and fair.* Upon a proper showing the court may discharge the garnishee in any action in which there is lack of diligent prosecution.

Approved April 24, 1959.

CHAPTER 536—H. F. No. 1745

An act relating to the leasing of state-owned mineral lands; amending Minnesota Statutes 1957, Section 93.20, Subdivisions 17 and 28.

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

Section 1. Minnesota Statutes 1957, Section 93.20, Subdivision 17, is amended to read:

Subd. 17. **Mineral lands, lease, tailings.** Schedule 6. Underground special concentrates shall be understood to mean all concentrates produced from underground ore which, in accordance with good engineering and metallurgical practice, require treatment by roasting, sintering, agglomerating, or drying through the use of fuel, or by jigging, or by heavy medium separation to make them suitable for blast furnace practice.

Ponded fine tailings special concentrates shall be understood to mean all concentrates produced from fine tailings stored in tailings ponds which, in accordance with good engineering and metallurgical practice, require additional treatment by one or more of the types described in schedules 2 and 3 to make them suitable for blast furnace practice.

On a ton of such underground *special concentrates or ponded fine tailings special concentrates*, averaging in dried iron 25.49 per cent or less, the royalty shall be 15 cents. The royalty rate shall be increased two per cent for each increase of one per cent, or fraction thereof, in dried iron analysis.

Sec. 2. Minnesota Statutes 1957, Section 93.20, Subdivision 28, is amended to read: