

CHAPTER 35

STATE LIVESTOCK SANITARY BOARD

**35.03 POWERS; DUTIES; ANNUAL REPORTS.**

A county agent may be employed by the state livestock sanitary board, and paid his per diem and expenses, to make certain inspections, provided the time taken does not infringe on the time necessary to perform his regular duties. It would be advisable for the agent to obtain permission from those under whose authority he serves. OAG Nov. 25, 1946 (293-a-5).

**35.06 REPORTING DISEASE; COMPELLING TESTIMONY.**

Ordinance 809, section 70, of the City of St. Paul, requiring a report to health department by custodian of diseased cattle kept within the city limits was legal and the penalty was properly imposed. Whether "foot rot" was a disease within the meaning of the ordinance was a question of fact. City of St. Paul v Keough, 109 M 204, 123 NW 476.

**35.09 INSPECTION OF ANIMALS BEFOR KILLING; INDEMNITY.**

In order that the owner may claim indemnity, the livestock must be tested for Bangs disease under supervision of the board. OAG Nov. 19, 1945 (293-B-1).

In determining net salvage value of condemned animals, actual freight charges may be considered as items of expense. OAG Dec. 3, 1946 (293-B-14).

**35.16 TRANSPORTATION COMPANIES TO HOLD LIVE STOCK AND POULTRY.**

Defendant brought into Minnesota a horse afflicted with glanders, and without complying with L. 1907, c. 355, delivered it to the owner, who on the same day sold it to plaintiff. The horse was later inspected and killed under direction of the state to the damage of plaintiff, in the sum of \$100. The violation of the statute by the carrier was the efficient and dominant cause of plaintiff's damage. Evans v Chgo. & N. W. 109 M 64, 122 NW 876.

**35.30 CATTLE OWNERS TO ASSIST IN MAKING TEST.**

This section applies to cattle entered at Junior Livestock Show where they are exhibited and sold. OAG Nov. 1, 1926 (293).

Owner may slaughter some and segregate others but may recover only for those animals disposed of within the time specified. OAG Feb. 24, 1942 (293-B-1).

**35.40 DUTIES OF BOARD.**

Sections 35.40 to 35.60 make no provision for transfer of licenses from one licensee to another, nor from a licensee to his successor in business. OAG Jan. 3, 1947 (293-a-3).