

of fifty per cent of the license fee shall be imposed if license is not applied for within the same calendar month that first sale of cigarettes is made." *Provided further, that a license fee due either in January or February, 1935, may be paid prior to April 1, 1935, without a penalty, and provided further, that any penalties heretofore paid, on account of the fee imposed herein, shall be refunded to the parties who made such payment or payments.*

Approved February 27, 1935.

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#### CHAPTER 26—H. F. No. 173

*An act to repeal Laws of 1929, Chapter 33, relating to the sale of cattle at public auction, mortgage foreclosure sale or sale by order of any court.*

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

Section 1. **Law repealed.**—That Laws of 1929, Chapter 33 is hereby repealed.

Approved February 27, 1935.

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#### CHAPTER 27—H. F. No. 174

*An act to repeal Mason's Minnesota Statutes of 1927, Section 5459, relating to the sale of pure bred cattle.*

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

Section 1. **Law repealed.**—That Mason's Minnesota Statutes of 1927, Section 5459 is hereby repealed.

Approved February 27, 1935.

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#### CHAPTER 28—H. F. No. 291

*An act to amend Mason's Minnesota Statutes of 1927, Section 2802-22, relating to the powers and duties of Boards of Education in certain cases.*

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

Section 1. Powers and duties of Board of Education in certain cases.—Mason's Minnesota Statutes of 1927, Section 2802-22, is hereby amended so as to read as follows:

“Section 7. The city clerk or city recorder shall ex-officio be the secretary of the board of education, and the city treasurer shall ex-officio be the treasurer of said board of education. The funds of the said board of education shall be paid out on the warrant of the board, signed by the president and countersigned by the secretary, and the secretary and treasurer of said board shall give bonds for the faithful performance of their duties, and for the faithful care and custody of the funds of said board, in such amounts and as often shall be required by the board; *Provided, that in any city contiguous to a city of the first class, now having a population of more than 10,000 persons and in which a board of education has been organized pursuant to the terms of this act, the city clerk or city recorder shall not be the secretary of said board and the city treasurer shall not be the treasurer of said board, but said board, at its first meeting following the general city election, shall elect a secretary and treasurer who shall serve for the term of two years, unless removed for cause, and shall fix their respective compensations; such secretary and treasurer so elected by said board shall give bonds for their respective faithful performance of their duties and for the faithful care and custody of the funds of said board, in such amounts and as often as shall be required by the board.*”

Sec. 2. All acts and parts of acts, both general and special which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Approved February 27, 1935.

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#### CHAPTER 29—H. F. No. 329

*An act relating to the control by counties of insect pests, plant diseases, bee diseases and rodents, and providing penalties for the prevention, obstruction or interference with the carrying out of the provisions thereof or the neglecting to comply with rules and regulations of County Commissioners made thereunder.*

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