

said board as now provided by the by-laws of said board, and upon such discharge the secretary of said board shall forthwith notify the judge of probate of the county from which said patient was committed.

SEC. 4. This act shall take effect and be in force form and after its passage.

Approved April 21, 1897.

CHAPTER 213.

S. F. No. 120.

An act to prohibit the desecration of decoration day, and provide for punishment thereof. Decoration day.

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

SECTION 1. That the desecration of "Decoration Day," the 30th day of May of each year, by (the keeping open of saloons), the playing of games of ball, cricket, foot ball and other like games, or by horse racing, bicycle racing, or any other sports calculated to attract attention to such games or sports and away from the memorial character of said day, within one-half mile of the place where memorial exercises are in progress is hereby prohibited and made unlawful during the hours from ten o'clock in the forenoon to three in the afternoon of said day. Desecration prohibited.

SEC. 2. Any person, corporation or association of persons guilty of a violation of section one (1) of this act shall be deemed guilty of a misdemeanor, and punishable accordingly.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved April 21, 1897.

CHAPTER 214.

S. F. No. 538.

An act to amend sections eight thousand and sixteen (8016), eight thousand and seventeen (8017) and eight thousand and nineteen (8019) of the "general statutes eighteen hundred and ninety-four (1894)" of the State of Minnesota, relating to the adoption of children. Adoption of children.

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

Amendment.

SECTION 1. That section eight thousand and sixteen (8016), "general statutes eighteen hundred and ninety-four (1894)" be and the same is hereby amended, so as to read as follows:

Petition to district court.

Sec. 8016. Any inhabitant of this state may petition the district court in the county of his residence, for leave to adopt a child not his own, and if desired, for a change of the child's name; but the prayer of such petition by a person having a husband or wife shall not be granted unless the husband or wife joins therein. Such child may be adopted under the provisions hereof after arriving at full age as prescribed by the laws of this state, as well as before.

SEC. 2. That section eight thousand and seventeen (8017), "general statutes eighteen hundred and ninety-four (1894)," be and the same is hereby amended so as to read as follows:

If parents are living.

Sec. 8017. No such adoption shall be permitted without the consent of such of the parents of the child as may be living, unless it shall appear to the court that either of the parents has abandoned the child, or gone to parts unknown, or that either parent is, by reason of having been declared insane, incapacitated from giving such consent, or that the parents of the child have been divorced, and the care and custody of the child has been by judgment of the court granting such divorce, awarded to one of the parents; in which case such consent may be given by the parent, if any, having the charge and care of the child. In case neither of the parents is living, or if both parents have been declared insane, or if both parents or the only living parent shall have abandoned the child, such consent may be given by the guardian, if such child has any; and if there be no guardian, such consent may be given by any of the next of kin of such child residing in this state; and if there be no next of kin residing in this state, or if such next of kin be unknown, such consent may be given by the chairman of the board of county commissioners of the county where the petition is made. In case of a child not born in lawful wedlock, such consent may be given by the mother alone, if she is living and has not abandoned such child. In case such child has arrived at full age as prescribed by the laws of this state, such consent may be given by such child alone, and the consent of no other person in behalf of such child shall be required.

If parents are dead, or child is abandoned.

When child not born in lawful wedlock.

SEC. 3. That section eight thousand and nineteen (8019), "general statutes eighteen hundred and ninety-four (1894)," be and the same is hereby amended so as to read as follows:

Hearing by court.

Sec. 8019. If such child has no parent living, or has

been abandoned by its parents and has no guardian nor next of kin in this state, or if his next of kin, if any, are unknown, the court shall, before hearing the petition, order notice of such hearing and of the time and place thereof, as fixed by the court, to be given by publication thereof in some newspaper of general circulation published in the county where such petition is presented, at least once in each week for three (3) successive weeks, the last publication to be at least ten (10) days before the time fixed for the hearing. If there be no newspaper published in such county, then the notice may be published as aforesaid, in some newspaper published at the capital of the state. In case such child has arrived at full age as prescribed by the laws of this state, the notice provided for in this section shall not be required.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved April 21, 1897.

CHAPTER 215.

S. F. No. 239.

An act to legalize in certain cases proceedings heretofore had for the amendment of articles of incorporation for the extension of the corporate term.

Incorporations.

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

SECTION 1. That in all cases in which an attempt has heretofore been made in good faith to extend the term of the corporate existence of any corporation organized under and pursuant to title 2 of chapter 34, of the "general statutes of 1878" of the State of Minnesota, by amendment of its articles of incorporation for such term as might have been lawfully made a part of its original articles, or to otherwise amend its articles of incorporation in such respects as might have been lawfully made a part of its original articles of incorporation, and such proceedings were void or ineffectual for any reason, the same are hereby legalized and declared valid and effectual for all purposes; *provided, however*, that such amendment was duly filed in the office of the secretary of state for the State of Minnesota, and recorded in the office of the register of deeds of the county where the principal office of such corporation is situated, and published as provided by law.

Extending and amending articles of incorporation.

Provided, that the provisions of this act shall not