

Section 1. No person shall, by himself, his servant or agent, or as the servant or agent of any other person or corporation, manufacture for sale, or sell, or offer for sale, any candy adulterated by the admixture of terra alba, barytes, talc or any other mineral substance, by poisonous colors or flavors or other ingredients deleterious to health.

SEC. 2. That section two (2) of chapter two hundred and four (204) of the General Statutes of 1895 be and the same is hereby amended to read as follows:

Section 2. Whoever violates any of the provisions of this act shall be punished by a fine not exceeding fifty dollars (\$50.00), not less than twenty-five dollars (\$25.00), or by imprisonment not to exceed sixty (60) days, not less than thirty (30) days. All candy so adulterated shall be forfeited and destroyed under direction of the court. Penalty.

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

Approved April 2, 1901.

## CHAPTER 119.

S. F. No. 353.

*An act to legalize certain corporations of villages under chapter one hundred and forty-five (145) of the General Laws of eighteen hundred and eighty-five (1885), and the several acts amendatory thereof.*

Villages.  
Legalizing  
corporations.

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

SECTION 1. That in all cases where there has been an attempted incorporation of a village under the provisions of chapter one hundred and forty-five (145) of the General Laws of eighteen hundred and eighty-five (1885) and the several acts amendatory thereof, in which the petition has been presented to the county commissioners of the proper county prior to March first, nineteen hundred and one (1901), and such petition, copy of notice of election and certificate of inspectors of election have been filed in the office of the register of deeds of the proper county, such attempted incorporation, under the name assumed, in each and every case, is hereby legalized and declared a valid and effectual incorporation of such village for all purposes, under the name assumed, from and after the time of the actual filing as aforesaid, of such petition, copy of notice of election and certificate of inspectors of election, notwithstanding the non-existence,

Petition filed  
prior to Mar.  
1, 1901.

lack or omission, void or irregular performance of any matter or thing by law prescribed as pre-requisite to or necessary to be done or observed in the incorporation of said village, and notwithstanding any defect in such petition, notice of election, or posting of such notice of election, or in the certificate of the inspectors of election.

Provisions.

Provided, nothing herein shall affect any action or proceeding now pending or determined which calls in question the validity of the incorporation of any village.

Provided, further, that nothing in this act shall be construed to legalize or validate the attempted incorporation of any village which embraced, or attempted to embrace within its territory any tract or tracts of land not lying so near or in such close proximity to the platted portion of said village as to be suburban in character, and to have some unity of interest with such platted portion thereof in the maintenance of the village government.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved April 2, 1901.

S. F. No. 479.

#### CHAPTER 120.

Cities, over 50,000 population.

*An act requiring the proper authorities of any city of this state having more than 50,000 population to refund money paid in excess of the cost of local improvements.*

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

Refund money in excess of improvements.

SECTION 1. Whenever there shall have been levied and collected heretofore, or is levied and collected hereafter, for a local improvement in any city in this state having more than 50,000 population, an assessment which after the construction of the local improvement is found to be in excess of the cost thereof, it is hereby made the duty of the proper authorities of any such city to refund such excess to the person legally entitled thereto. Provided, that the levy and collection of such excess shall in no case invalidate an assessment.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved April 2, 1901.