

ship before the division is so made shall be divided proportionately between the separate townships into which such territory shall have been divided.

SEC. 4. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved April 6, 1901.

S. F. No. 423.

CHAPTER 153.

Amendment.
Practice of
dentistry.

An act to amend section eleven (11) of chapter nineteen (19) of the General Laws of eighteen hundred and eighty-nine (1889) entitled, "An act to regulate the practice of dentistry in the State of Minnesota."

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

SECTION 1. That section eleven (11) of chapter nineteen (19) of the General Laws of eighteen hundred and eighty-nine (1889) be and the same is hereby amended so as to read as follows:

"Section 11. The district court of the respective counties shall have jurisdiction of violations of this act. It shall be the duty of the respective county attorneys to prosecute all violations of this act.

"*Provided*, that this act shall not apply to any action now pending."

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

Approved April 6, 1901.

S. F. No. 501.

CHAPTER 154.

Art commis-
sions in cities
with over
50,000
population.

An act to provide for the creation of art commissions in cities now or hereafter having over fifty thousand population, and to define their powers.

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

SECTION 1. Whenever in any city in this state now or hereafter having over fifty thousand population the governing body shall deem it advisable, it may by ordinance provide for the creation of a commission to be known as the art commission of such city.

SEC. 2. Such commission shall be composed of a board of five members, all of whom shall be citizens of

Terms of
members.

the city, and shall be appointed by the mayor without confirmation. In making such appointments, the mayor shall, after the enactment of such ordinance, appoint one member of said board to serve for the term of five years, one for a term of four years, one for a term of three years, one for a term of two years, and one for a term of one year, each term to begin on the first Monday in January. And thereafter said mayor shall, on or before the first Monday of January of each year, appoint one member of said board to serve for the term of five years, beginning with said day. The members of said board shall be appointed by the mayor as follows:

One from a list of three persons selected by the oldest incorporated society of fine arts, or similar incorporated organization, if there be any in such city.

Board, how constituted.

One from a list of three persons selected by the board of park commissioners of said city, if there be such board.

One from a list of three persons selected by the library board of said city, if there be such board.

One resident of said city who shall be a painter, sculptor or architect, and one resident of said city who shall not be a member of any profession in the fine arts.

In case any city may have either one or two only of the three organizations above named, the mayor shall make the first, second and third appointments from a list of nine persons to be submitted to him by said one or two organizations, as the case may be.

In case any city not having either such incorporated society of fine arts, a board of park commissioners or a library board, may desire to create an art commission, the mayor is hereby authorized to make such first, second and third appointments according to his best judgment.

In case of a failure to make selections within thirty days after written notice, by the mayor, he shall appoint without selection.

In case any vacancy shall occur in the commission by reason of death, resignation, incapacity, refusal to serve or otherwise, the vacancy shall be filled for the unexpired term by appointment as provided in this section.

SEC. 3. The commission shall serve without compensation as such, and shall elect a president, vice president and secretary from its own members, whose term of office shall be for two years and until their successors are elected and have qualified. The commission shall have power to adopt its own rules of procedure. Three commissioners shall constitute a quorum.

Organization.

SEC. 4. Suitable offices shall be provided for the commission by the governing body of said city. The expenses of the commission shall be paid by the city from the current expense fund, and the amount of the same shall be fixed annually by the governing body.

SEC. 5. Hereafter no work of art shall become the property of any city in which an art committee has been created as herein provided; nor shall any work of art in such city having such art committee become the property of the state or of any county by purchase, gift or otherwise, unless the same, or a design thereof, together with a statement of the proposed location, shall first have been submitted to and approved by the commission; nor shall such work of art, until so approved, be erected or placed in or upon, or allowed to extend over or upon, any street, avenue, square, common park, municipal building or other public place belonging to the state, county or city. The commission may, when it deems proper, also require a complete model of the proposed work of art to be submitted. The term "work of art," as used in this act, shall apply to and include all paintings, mural decorations, stained glass, statues, bas-reliefs or other sculptures, monuments, fountain arches, gates, gateways or other structures of a permanent character intended for ornament or commemoration. No existing work of art in the possession of the city shall be removed, relocated or altered in any way without the similar approval of the commission, except as provided in section 7 of this chapter. When so requested by the mayor of the city or the governing body, the commission shall act in a similar capacity, with similar powers, respecting the designs of municipal buildings, bridges, approaches, gates, fences, lamps or other structures erected or to be erected upon land belonging to the city, and respecting the lines, grades and platting of public ways and grounds, and respecting arches, bridges, structures and approaches which are the property of any corporation or private individual, and which shall extend over or upon any street, avenue, highway, park or public place belonging to the city. But this section shall not be construed as intended to impair the power of the library board or of the park commissioners to refuse its or their consent to the erection or acceptance of public monuments or memorials or other works of art of any sort within or upon any property in the custody of said board or boards.

SEC. 6. If the commission shall fail to decide upon any matter submitted to it within sixty days after such submission, its decision shall be deemed unnecessary.

Works of art to be approved by commission.

Regarding public structures.

SEC. 7. In case the immediate removal or relocation of any existing work of art be deemed necessary by the mayor, the commission shall, within three days after notice from him, approve or disapprove of such removal or relocation, and in case of their failure to so act within three days after the receipt of such notice, then shall be deemed to have approved of the same.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved April 6, 1901.

CHAPTER 155.

An act to amend an act entitled "An act to prevent deception in the manufacture and sale of imitation butter," approved March 26th, A. D. 1901, and known as Senate File No. 251.

S. F. No. 545

Amendment
Prohibiting
imitation
butter.

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

SECTION 1. That section one (1) of an act entitled "An act to prevent deception in the manufacture and sale of imitation butter," approved March 26th, A. D. 1901, and known as Senate File No. 251, be and the same is hereby amended so as to read as follows:

Section 1. No person, by himself or his agents or servants, shall render or manufacture, sell, offer for sale, expose for sale or have in his possession with intent to sell, any article, product or compound made wholly or partly out of any fat, oil or oleaginous substance or compound thereof, not produced from unadulterated milk or cream from the same, which shall be made to imitate and colored to resemble yellow butter produced from pure unadulterated milk or cream of the same.

SEC. 2. That section two (2) of an act entitled "An act to prevent deception in the manufacture and sale of imitation butter," approved March 26th, A. D. 1901, and known as Senate File No. 251, be and the same is hereby amended so as to read as follows:

Section 2. Whoever violates any of the provisions of section one (1) of this act shall be punished by a fine of not less than fifty (50) nor more than one hundred (100) dollars, or by imprisonment in the county jail for a term not exceeding sixty (60) days.

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

Approved April 6, 1901.