

Section 3335. A husband and wife, by their joint deed, may convey the real estate of either. The husband, by his separate deed, may convey any real estate owned by him, except the homestead, subject to the rights of his wife therein; and the wife, by her separate deed, may convey any real estate owned by her, except the homestead, subject to the rights of her husband therein; and either husband or wife may by separate conveyance relinquish his or her rights in the real estate so conveyed by the other. Subject to the foregoing provisions, either husband or wife may separately appoint an attorney to sell or convey any real estate owned by such husband or wife, or join in any conveyance made by or for the other. The minority of the wife shall not invalidate any conveyance executed by her.

Sec. 2. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

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

Approved April 6, 1907.

CHAPTER 124—H. F. No. 401.

An Act entitled an act to prevent fraud and deception in the manufacture and sale of ice cream.

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

Adulterated ice cream defined.—Section 1. No person shall manufacture or sell adulterated ice cream, and ice cream shall be deemed adulterated :

(1) If it be made from or contain impure milk or impure cream or any unwholesome substance or any coal-tar dye or saccharin or any substance injurious to health; or

(2) If it contains less than 12 per cent, by weight, of butter fat, or

(3) If it be colored, powdered or treated in any manner whereby damage or inferiority is or may be concealed.

Violation made a misdemeanor.—Sec. 2. Every violation of the provisions of this act shall be deemed a misdemeanor the punishment whereof shall be a fine of not less than fifteen dollars or imprisonment for not less than 20 days.

Duties of dairy and food commissioner.—Sec. 3. The State Dairy and Food Commissioner, his assistants and employes, shall enforce the provisions of this act and in so doing shall have all the powers and authority with relation thereto that are conferred upon them and each of them by Chapter 21, Revised Laws, 1905; and the words "person" and "sell" as used in this act shall be construed as provided in sections 1738, Revised Laws, 1905; and having in possession of any article or commodity, the manufacture or sale of which is prohibited by this act, shall be deemed prima facie evidence of an intent to violate the law; and impure milk and impure cream shall for the purposes of this act be defined as in section 1739, Revised Laws, 1905, or in subsequent laws defining the same; and in any prosecution hereunder the certificate of the Dairy and Food Commissioner's chemist, when sworn to by such chemist, shall be prima facie evidence of the facts therein stated; and the provisions of sections 1736, 1776, 1777, 1778 and 1779, Revised Laws, 1905, shall be deemed a part hereof in the enforcement of this act and the accomplishing of its purposes.

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

Approved April 6, 1907.

CHAPTER 125—H. F. No. 674.

An Act to legalize sheriff's certificates issued on mortgage foreclosure sales.

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

Certain sheriffs' certificates legalized.—Section 1. That in all cases of a foreclosure of a real estate mortgage by action, or of an attempted foreclosure of a real estate mortgage by action, prior to the year 1886, under a duly rendered judgment, order or decree of a court of competent jurisdiction, where an official certificate of sale has been made, executed, acknowledged and delivered by the proper officer to the proper party, and such certificate has been filed for record, and actually recorded in the office of the register of deeds of the county in which the real estate so foreclosed upon, is situate, but in which action no report of sale nor order confirming