

pense of state rural highways shall not be considered as road and bridge bonds within the meaning of this act. Provided, however, that only one such bridge may be constructed by any county under the provisions of this act.

Sec. 2. This act shall not be construed as any limitation upon the power of any county or county board under any existing law.

Approved September 22, 1919.

CHAPTER 16—S. F. No. 38.

An act to provide for the regulation of traffic in eggs, to provide for the licensing of dealers in eggs; to prevent fraud and misrepresentation in dealing in eggs and to prevent the sale of eggs unfit for human food.

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

Section 1. **When eggs are unfit for human food.**—That no person, firm or corporation shall sell, offer or expose for sale, or have in his possession, or traffic in, any egg unfit for human food, unless the same is broken in shell and then denatured so that it cannot be used for human food. For the purposes of this act, an egg shall be deemed unfit for human food if it be addled or moldy, a black rot, a white rot, or a blood ring; or if it has an adherent yolk, or a bloody or green white; or if it be incubated beyond the blood ring stage; or if it consist in whole or in part of a filthy, decomposed or putrid substance.

Sec. 2. **Dockage to be determined by food commissioner.**—That no person, firm or corporation shall in buying or selling eggs, take or give a greater or less dockage for eggs unfit for food as defined in section 1 of this act than the actual dockage which has been determined by the careful candling of the eggs so purchased or sold, and he shall keep such candling records as may be required by the rules and regulations of the dairy and food commissioner. All such records shall be open at all reasonable times for examination by the dairy and food commissioner or inspectors of the dairy and food department. Every person, firm or corporation engaged in the business of buying eggs for exchange or consignment in this state, shall, within ten days after receipt of any shipment or consignment of eggs, render a detailed and accurate statement to the person, firm or corporation by whom such shipment or consignment of eggs was shipped or consigned. The return statement shall truthfully and accurately classify the grade of eggs received according to the general commercial standard and shall include the following information: The number of cases of eggs received, the number of number one eggs, the number of number twos or seconds, the number of cracked, the number of leakers, and the number of rots, as defined in section 1 of this act. The term,

"Candling," as used herein shall be construed to mean the careful examination, in a partially dark room or place, of the whole egg by means of a strong light, the apparatus and method employed to be such as shall be approved by the dairy and food commissioner. Every person, firm or corporation engaged in the business of buying eggs in this state for resale or consignment shall provide and maintain an adequate place for the accurate candling of eggs and a suitable place for the proper handling of eggs which are intended to be used for human food.

Sec. 3. **Candling certificate.**—That there shall be placed on the top layer under the top flat of every case of candled eggs, by the person candling the same a candling certificate. Such candling certificate shall be printed on cards or sheets of paper not smaller in size than 2½ by 4½ inches and shall give the date of candling the eggs contained in the case in which it is placed, the name, initials or number of the person candling the eggs, and the name of this state and the license number of the person, firm or corporation for which the eggs were candled.

Sec. 4. **License required.**—That for the purpose of enforcing the provisions of this act it is hereby required that ten days after this act takes effect, no person, firm or corporation shall engage in the business of buying, selling, dealing in or trading in eggs, except those retailers who do not buy direct from the producers and who do not sell in lots greater than one case, without first obtaining from the dairy and food commissioner a license to conduct such business. Such officer upon receipt of a proper application upon forms such as he may prescribe, accompanied by an annual license fee of one dollar (\$1.00), shall thereupon issue to such person, firm or corporation an annual license to engage in such business. Each license shall expire on the first day of March next after its issue.

Sec. 5. **Food commissioner to enforce provisions.**—That the dairy and food commissioner shall enforce the provisions of this act and shall make suitable rules and regulations for carrying out its provisions. He shall determine the conditions under which eggs previously candled shall be re-candled before sale in order to safeguard the purchaser against buying as a part of a lot, eggs unfit for human food.

Sec. 6. **Violations and punishments.**—That any person, firm or corporation failing to comply with the requirements of, or violating any of the provisions of this act, shall be guilty of a misdemeanor, and shall upon conviction for the first offense be fined not less than fifteen dollars (\$15.00) or imprisonment in the county jail for twenty (20) days; and for the second offense not less than fifty dollars (\$50.00) or sixty (60) days in the county jail, and in addition thereto his license may be revoked by the dairy and food commissioner.

Sec. 7. **Construction.**—That the words used in this act shall be construed to import the plural or singular, as the case demands.

Sec. 8. **Payment of fines and fees.**—In all prosecutions under this act the costs thereof shall be paid and collected as in other criminal cases but all fines and fees collected shall be paid into the state treasury.

Sec. 9. This act shall take effect and be in force from and after its passage.

Approved September 22, 1919.

CHAPTER 17—S. F. No. 40.

An act to amend Section 5219, General Statutes 1913, providing for the appraisal of state lands, appointment of appraisers and their compensation.

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

Section 1. **Appraisal of state lands to be made by state appraisers, to be appointed by land commissioner.**—That section 5219, General Statutes 1913, be amended to read as follows:

5219. Whenever in the opinion of the land commissioner of the state of Minnesota it will be for the public interest that an appraisal of any of the school or other state lands should be made, he shall appoint one appraiser, who shall be one of the regularly employed state appraisers, and who shall not be a resident of the county in which the lands to be appraised are situated, and notify the governor, who shall appoint one appraiser who may be a resident of such county. *Such appointment shall be made within thirty (30) days after such notice. Where the land to be appraised is prairie land, the land commissioner or state auditor is authorized to appoint as appraiser, to serve as hereinafter stated, any competent surveyor, who shall serve in lieu of the regularly appointed state appraiser in the appraisal of such prairie land.* Each appraiser shall, before entering upon the duties of his office, take and subscribe an oath, before any person qualified to administer oaths that he will faithfully and impartially discharge his duties as appraiser, according to the best of his ability, and that he is not interested directly or indirectly in any of the school or other state lands or improvements thereon, and has entered into no combination to purchase the same or any part thereof, which said oath shall be attached to the report made of such appraisal, said appraisers after taking oath of office shall proceed to view and appraise such lands and the improvements thereon and make a report thereof to the land commissioner as he may direct. The valuation of such lands and the timber shall each be made and stated separately in the appraisement, and the minimum price established by such appraisal shall be the minimum price for such lands until changed