

of 1919, relating to the salaries of judges of the District Court. Be it enacted by the Legislature of the State of Minnesota:

Section 1. Salaries of District Court Judges.—That Section 3 of Chapter 30 of Special Session Laws of 1919 be and the same is hereby amended so as to read as follows:

Section 3. Salaries of District Court Judges.—That a new subdivision be added to section 1 of Chapter 400, Laws 1913, which subdivision shall be numbered 22 and shall read as follows:

22. Judges of the district court, forty-eight hundred dollars each from the state and fifteen hundred dollars additional, payable monthly from each county in their respective districts having a population of seventy-five thousand or more, *and fifteen hundred dollars additional in each judicial district having an area of more than fifteen thousand square miles, payable monthly from the counties comprising such judicial district in such proportion as the assessed valuation of each county bears to the total assessed valuation of such judicial district in the preceding year.*

Sec. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

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

Approved April 23, 1921.

CHAPTER 432—H. F. No. 163.

An act to regulate the manufacture and sale of carbonated and still beverages, commonly known as soft drinks, and to prescribe penalties for the violation thereof.

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

Section 1. Manufacturers of soft drinks to obtain license.—No person shall manufacture for sale, sell or distribute any carbonated or still beverages in bottles, barrels, kegs, or other closed containers without first having obtained a license therefor from the Dairy and Food Commissioner, who is charged with the duty and power of administering and enforcing the provisions of this act; provided that this act shall not apply to beverages re-sold by retail dealers.

Sec. 2. Application—License fee.—Any person desiring to manufacture, sell or distribute any such carbonated or still beverages shall apply for a license therefor to the Dairy and Food Commissioner in such form and furnish such information as the Commissioner may require. If the Commissioner shall find that the applicant maintains a proper place and the equipment and containers necessary for the manufacture and sale of carbonated or still beverages as required by the terms of this act, and otherwise complies therewith, then the Commissioner

shall issue to the applicant a license to manufacture, sell or distribute such beverages, as the case may be. All such licenses shall run for one year—unless sooner revoked, and the Commissioner shall collect for each license, and for each renewal thereof, the sum of twenty-five dollars, which sums shall be turned over to the State Treasurer.

Sec. 3. Commissioner may suspend license.—The Commissioner shall have power to suspend or revoke any such license for failure to comply with the provisions of this act, but before any such license shall be revoked the Commissioner shall serve upon the licensee, by registered letter containing a copy thereof, an order to show cause why the license should not be revoked, stating the grounds thereof and the time and place of hearing, which time shall not be less than five days after the mailing of the order.

At the appointed time and place, and at such times as the matter may be adjourned to, the Commissioner shall hear all proper evidence relating to the cause of the proposed suspension or revocation, and within a reasonable time thereafter he shall make and file his decision of the matter, and forthwith mail to the licensee a copy thereof.

Sec. 4. Definitions.—A "Carbonated or Still beverage" within the meaning of this act, shall be a beverage made of pure cane or beet sugar, or of such harmless substitutes for sugar as may be permitted by the laws of this state, with pure flavoring materials, with or without fruit acids and coloring materials, and the finished product shall contain not less than seven per centum of sugar and less than one-half of one per centum of alcohol by volume. The term "Carbonated or Still Beverage" shall include mineral and spring waters, and the Beverage commonly known as Soft Drinks such as soda water, ginger ale, root beer, artificial or imitation ciders, nectars, etc., but it shall not include malt or cereal beverages, fruit juices or apple cider. All carbonated or still beverages not conforming to the requirements of this act or the Minnesota Dairy and Food Law shall be deemed adulterated, and are hereby prohibited.

Sec. 5. Factories to be kept clean and well lighted.—All factories, rooms and places where carbonated or still beverages are manufactured—or placed in containers shall be well lighted and kept in a clean and sanitary condition; and all machinery apparatus and utensils used in the manufacture and inclosing of such beverages shall be kept clean and sanitary and in a clean and sanitary place.

Sec. 6. Bottles must be sterilized.—Before being filled with such beverages all bottles shall be sterilized by soaking for a period of not less than five minutes in a solution of not less

than four per centum of caustic soda or alkali, expressed in terms of sodium hydrate, heated or not less than 130 degrees Fahrenheit, and then thoroughly rinsed in pure water until freed from alkali. When such beverages are marketed in second hand or used barrels, kegs or other wooden containers, such containers shall be thoroughly cleansed and coated on the inside with paraffin, pitch or other suitable material. Such beverages shall not be placed in bottles with internal stoppers.

The receptacles containing such beverages shall plainly bear the names of the manufacturer and of the product and the volume of the contents; and if an artificial or imitation product, then the word artificial or imitation shall plainly appear upon the bottle, crown, cork or label.

Sec. 7. Definitions.—The word "person" as used in this act, shall be considered to include firms, associations, and corporations.

Sec. 8. Violations—Penalties.—Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor, and shall be punished by a fine of not less than twenty-five dollars nor more than one-hundred dollars, or by imprisonment for not less than thirty days nor more than ninety days.

Sec. 9. Effective July 1, 1921.—This act shall take effect and be in force from and after the first day of July A. D. 1921.

Approved April 23, 1921.

CHAPTER 433—H. F. No. 277.

An act to regulate the traffic of aircraft over cities of the first class and prescribing penalties for the violation thereof.

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

Section 1. Operation of flying machines restricted.—No person shall hereafter operate or cause to be operated any heavier than air flying machine or any aircraft of any kind or description over any city of the first class within this state except as hereinafter provided.

Sec. 2. Not to fly lower than 2,000 feet from earth.—It shall be unlawful to operate or cause to be operated any aircraft at a lower altitude than two thousand feet above any such city and all exhibition flights over any such city which include trick flying or areal acrobatics are hereby prohibited.

Sec. 3. Landing field not to be within 1,000 feet of public school.—No landing field for aircraft shall be established within one thousand feet of any public school or other educational institution wherein pupils under the age of sixteen