

presented to and examined at a regular meeting once each month by the village council and shall show the true condition of affairs at the date of such meeting.

**Sec. 9. Federal census shall govern.**—For the purpose of this act, the last federal census of population taken prior to the calendar year in which any levy may be made shall govern and shall be conclusive in determining hereunder the population of any such village.

**Sec. 10. Change in population not to affect law.**—When a village has once come under the provisions of this act, it shall continue under its provisions, notwithstanding any subsequent change in assessed valuation or population.

**Sec. 11. Provisions separable.**—If any section, part or provision hereof be found unconstitutional such determination shall not affect the validity of the remaining provisions not clearly dependent thereon.

**Sec. 12.** This act shall take effect and be in force from and after its passage and all acts and parts of acts inconsistent herewith are hereby repealed and declared of no effect insofar as they may be inconsistent with this act.

Approved April 25, 1931.

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CHAPTER 343—S. F. No. 378

*An act to amend Section 10395 of the General Statutes of Minnesota for the year 1923, relating to the selling and concealing of mortgaged personal property.*

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

**Section 1. Selling or concealing mortgaged chattels.**—That Section 10395 of the General Statutes of Minnesota for the year 1923 be and the same hereby is amended to read as follows:

“10395. Every person who, with intent to place mortgaged personal property beyond the reach of the mortgagee or his assigns, shall remove or conceal, or aid or abet in removing or concealing, any such property, and any mortgagor of such property who shall assent to or knowingly suffer such removal or concealment, or, at

any time before the debt secured by a chattel mortgage has been fully paid, shall sell, convey, or in any manner dispose of the personal property so mortgaged, or any part thereof, without the written consent of the mortgagee or his assigns, or without informing the person to whom he shall sell, convey, or dispose of the same that it is mortgaged, and the true amount then due on the debt secured by such mortgage, shall be punished by imprisonment in the state prison or county jail for not more than one year, or by fine of not more than five hundred dollars.

Chattel mortgage within the meaning of this act shall include every written instrument whether in form a chattel mortgage or contract of conditional sale, whereby the title of personal property therein described is mortgaged, held or reserved as security for a debt; mortgaged personal property shall include all personal property which is described in or covered by any such instrument; and the provisions and penalties of this act shall apply to all vendors and vendees of personal property, the title to which is so held or reserved, in the same manner and with the same force and effect as applicable to mortgagors and mortgagees.

*Whenever in any prosecution under this section it shall appear that default has occurred in the payment of the debts secured by the mortgage or conditional sale contract, and it shall further appear that the mortgagor or conditional vendee has failed or refused to reveal the location of the mortgaged property or the property to which the title was reserved, it shall then be considered as prima facie evidence that said mortgagor or conditional vendee has removed, concealed or disposed of said property.*

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

Approved April 25, 1931.

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CHAPTER 344—S. F. No. 406

*An act providing for the licensing and regulating of the sale of oleomargarine and other similar products; prescribing penalties for violation thereof; and repealing Secs. 3851, 3852, 3853, 3854 and 3855, General Statutes 1923, and Chapter 10 Laws 1923.*

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