

tities of not less than two gallons, direct to consumers at their homes.

No manufacturer of non-intoxicating malt liquor, nor any affiliate or subsidiary company of such manufacturer, shall sell such liquor except as herein restricted. An affiliate or subsidiary company shall be one in which such manufacturer or its stockholders own a majority of the stock.

(d) Licenses hereunder shall be issued only to persons who are citizens of the United States and who are of good moral character and repute.

**Sec. 3. Unlawful to sell to persons under 21 years of age.**—It shall be unlawful to sell such liquor to any person under twenty-one years of age.

**Sec. 4.** All licenses for the sale of non-intoxicating malt liquors shall be issued for a period of one year, except that for the purpose of co-ordinating the time of expiration of licenses in general, such licenses may be issued for a shorter time to expire at a given period of the year in which case a pro rata fee shall be charged.

**Sec. 5.** Any person violating the provisions of this act shall be guilty of a misdemeanor.

**Sec. 6.** All laws and parts of laws inconsistent herewith are hereby repealed, but this act shall not be construed as repealing any law or ordinance relating to the sale of intoxicating liquor. Nothing herein contained shall apply to non-intoxicating malt liquor containing less than one-half of one per cent of alcohol by volume.

**Sec. 7.** This Act shall take effect and be in force from and after its passage.

Approved March 27, 1933.

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#### CHAPTER 117—S. F. No. 1417

*An act relating to the date of the annual election of members of the Board of Education in any independent school district, however organized, in any city of the first class in the State of Minnesota, the territorial limits of which independent school district coincide with the territorial limits of such city, the government of which independent school district is not provided for in the charter of such city, and legalizing any election of members of the Board of Education or governing body of any such school district heretofore held in such school district under any law of this State and to repeal Laws 1931, Chapter 359.*

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

**Section 1. Annual election of school board in certain districts.**—That in any independent school district, however organized, in any city of the first class in the state of Minnesota, the territorial limits of which independent school district coincide with the territorial limits of such city, and the government of which independent school district is not provided for in the charter of such city, the annual election of members of the board of education of such school district shall be held on the first Tuesday after the first Monday in April, except that if said date occurs within 20 days after the date when this act shall become applicable to any school district, then the school district election in said district for said year only shall be held on the third Tuesday in May and in succeeding years shall be held on the first Tuesday after the first Monday in April, which elections shall be held in the manner now prescribed by law, except as hereinafter provided. The members of said board of education shall be so elected for the terms and in the manner prescribed by law.

**Sec. 2. May be held on same date as general election.**—Whenever the date for holding such election shall coincide with the date of a general municipal election in any such city, the members of said board of education shall be voted for in the several voting precincts and at the several places where city officers are or may be voted for at such general elections. The persons entitled to vote at such general municipal elections for officers of such city, and only such persons, shall be entitled to vote for members of such board or other governing body. The polls shall be open for voting for members of such school board during the times that the polls are open for the election of city officers and no longer. Separate boxes shall be provided at each voting place in which shall be deposited the ballots cast for members of such school board. The judges and clerks of election appointed to receive and count the ballots cast at such election for officers of such city shall act as judges and clerks of such school district election, and shall certify to the board of education or governing body of said independent school district the number of votes cast in their respective precincts for each person voted for therein for such school district offices; and said board of education or governing body of said school district shall on the Monday following said election, at 8:00 o'clock P. M., meet and canvass the votes cast in said school district and declare the results thereof, and the clerk of said board of education or governing body shall issue certificates of election to the persons found by said canvassing board to be entitled thereto.

**Sec. 3. Elections validated.**—That any election of members of the board of education or governing body of any such school

district heretofore held in any such school district and the tenure of all members elected thereat for the terms of office for which they were elected, are hereby declared in all respects legal and valid.

Sec. 4. **Law repealed.**—Laws 1931, chapter 359 is hereby repealed.

Sec. 5. This Act shall take effect and be in force from and after its passage.

Approved March 27, 1933.

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#### CHAPTER 118—H. F. No. 1449

*An act to amend Mason's Minnesota Statutes of 1927, Section 2297, relating to inheritance tax liens.*

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

Section 1. **Inheritance tax a lien upon property.**—That Mason's Minnesota Statutes of 1927, Section 2297, be amended to read as follows:

"2297. Every tax imposed by this Act shall be a lien upon the property embraced in any inheritance, devise, bequest, legacy or gift until paid, and the person to whom such property is transferred and the administrators, executors and trustees of every estate embracing such property shall be personally liable for such tax, until its payment, to the extent of the value of such property." *But no such lien heretofore or hereafter claimed shall be enforced against real property, in any case, unless the State shall have asserted or shall hereafter assert the same by filing a statement of its lien in the office of the Register of Deeds in the county or counties wherein such real estate may be situated, within ten years after the date of any final decree of distribution which may be entered in the estate involved.*

Approved March 25, 1933.

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#### CHAPTER 119—H. F. No. 1663

*An act to amend Laws of 1895, Chapter 229, Section 30, relating to Municipal Courts in incorporated cities having a population of less than 5000 inhabitants.*

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