

prior to weighing, the feed to be furnished by the buyer at the expense of the seller, and after such feeding the animals shall be given by the buyer free access to water until their thirst is fully quenched. If, however, feeding is omitted, the actual scale weight shall apply as the sole basis for settlement with the shipper.

Sec. 12. Bonds to be filed with secretary of state.—All bonds required by this act shall be filed with the secretary of state. Suit may be brought thereon by any person injured by the misconduct of the principal.

Sec. 13. Violations to be gross misdemeanor.—Any person who shall violate any of the provisions of this act, and for which violation no penalty is hereinbefore specified, shall be guilty of a gross misdemeanor and shall be punished for each such offense by a fine of not less than \$100.00 nor more than \$1,000.00, or by imprisonment in the county jail for not less than 30 days nor more than one year, or by both such fine and imprisonment.

Sec. 14. Acts severable.—If any part or provision of this Act shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not impair nor invalidate any other part or provision in the remainder of the Act; and if any part or provision of this act shall for any reason be adjudged by any such court constitutionally inapplicable to any case within the terms of such part or provision, such judgment shall not impair or invalidate such part or provision as applied to any other type of case within their terms.

Approved April 20, 1935.

CHAPTER 217—H. F. No. 435

An act to amend Mason's Minnesota Statutes of 1927, Section 3813, relating to license to sell milk or cream.

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

Section 1. Licenses to sell milk and cream.—Mason's Minnesota Statutes of 1927, Section 3183, is hereby amended so as to read as follows:

"3813. No person shall sell milk or cream without being licensed by the dairy and food commissioner, and the fee for such license shall be \$1.00 for each place or vehicle from

which sale is made. Every such license shall expire May 1st, next after its issue; shall be given only to a person owning or leasing the vehicle or place from which sales are to be made, and shall not be transferred. Each license shall be numbered and shall contain the name, residence and place of business of the licensee, the names of all employees authorized to act thereunder, and the number of vehicles and places to be used. The name and number of the license shall be plainly inscribed on both sides of each vehicle in use for the purpose aforesaid, and the license shall be conspicuously posted in each place where such milk or cream is sold, and the making of every sale from the vehicle not so inscribed or from a place where such license is not so posted, shall be deemed the commission of a misdemeanor. Provided that any person may sell or peddle the products of the farm or garden occupied and cultivated by him without obtaining a license therefor. *And provided that no permit, inspection, or other authorization shall be required of such person unless the cost thereof is paid by the municipality, agency or board requiring the same.*"

Approved April 20, 1935.

CHAPTER 218—H. F. No. 547

An act fixing the salary of the sheriff in any county in this state which now has or may hereafter have a population of more than 150,000 inhabitants and an area of more than 5,000 square miles, and repealing all inconsistent acts.

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

Section 1. Salary of sheriff in certain counties.—That in any county in this State which now has or may hereafter have a population of more than 150,000 inhabitants and an area of more than 5,000 square miles, the sheriff shall receive an annual salary of \$5,000.00, payable in the same manner as the salaries of other county officers are paid.

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

Approved April 20, 1935.