

Sec. 7. **Construction of terms.**—The terms “vendor” and “vendee” shall be construed to include the plural and the survivor or survivors, the heirs, executors, administrators, assigns, or successors thereof.

Approved March 2, 1937.

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#### CHAPTER 59—S. F. No. 19

*An act relating to the manufacture of fermented malt beverages and prescribing the amount of grain to be used and providing for the enforcement thereof.*

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

Section 1. **Definitions—barley content of malt.**—“Fermented Malt Beverages” shall mean any liquor or liquid capable of being used for beverage purposes, made by the alcoholic fermentation of an infusion in potable water of barley malt and hops, with or without unmalted grains or decorticated and degerminated grains or sugar, containing one-half of one per centum or more of alcohol by volume. No fermented malt beverages shall be sold in this state after July 1st, 1937, unless sixty-six and two thirds per cent ( $66\frac{2}{3}\%$ ) or more of the grain used in its manufacture consists of barley malt.

Sec. 2. **Department of Agriculture to enforce act.**—The Department of Agriculture, Dairy and Food shall be charged with the enforcement of this Act, and is hereby authorized and directed to procure samples on the open market for chemical analysis.

Sec. 3. **Violations a misdemeanor.**—Any violation of this act shall be a misdemeanor and punishable accordingly.

Approved March 8, 1937.

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#### CHAPTER 60—H. F. No. 274

*An act to amend Mason's Minnesota Statutes of 1927, Section 9127 relating to judgment on conviction by justices of the peace.*

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

Section 1. **Justices of the Peace may suspend sentences in certain cases.**—That Mason's Minnesota Statutes of 1927, Section

9127, be, and the same is hereby amended so as to read as follows:

"Whenever the accused is tried under the preceding provisions of this sub-division and found guilty, or is convicted on a plea of guilty, the justice shall render judgment thereon and inflict such punishment, either by fine or imprisonment or both as the nature of the case may require, *provided, however, that when the facts of the case so warrant the justice shall have power in his discretion to suspend sentence or place the defendant on probation for a period not exceeding one year, or where a fine has been imposed to order such fine to be paid in installments over a period not exceeding one year.*"

Approved March 8, 1937.

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#### CHAPTER 61—S. F. No. 430

*An act withdrawing certain lands in Becker and Mahnomen counties from the White Earth State Forest as established by Laws 1933, Chapter 419, or by Extra Session Laws 1935-1936, Chapter 75. Be it enacted by the Legislature of the State of Minnesota:*

Section 1. **Certain lands withdrawn from state forest.**—All lands included within the White Earth State Forest, situate in Mahnomen county, by Laws 1933, Chapter 419, are hereby withdrawn therefrom, except the lands situate in Section One, East Half of Section 12, Township 144, Range 39, and Sections 25, 35, 36 and East Half of Section 34, Township 143, Range 39, west of the Fifth Principal Meridian.

Sec. 2. **Same.**—All lands included within the White Earth State Forest, situate in Becker county, by Laws 1933, Chapter 419, or by Extra Session Laws 1935-1936, Chapter 75, are hereby withdrawn therefrom, except the lands situate in Township 142, Range 37, Township 142, Range 38, and the East Half of Township 142, Range 39, west of the Fifth Principal Meridian.

Approved March 8, 1937.

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#### CHAPTER 62—H. F. No. 455

*An act providing for the issuance of bonds for refunding purposes by certain villages, and authorizing school districts lying wholly or partially within such villages to purchase such bonds.*