

Mason's Minnesota Statutes of 1927, Section 8330, is hereby amended so as to read as follows:

"Any person engaged in or *any corporation or association whose members are engaged in* manufacturing, bottling or selling soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, small beer, lager beer, Weiss beer, beer, white beer, malt extract, other beverages, milk, cream, ice cream or butter in any kind of receptacle having the name of such person, *corporation or association*, or other mark or device printed, stamped, engraved, etched, blown, impressed, riveted or otherwise produced or permanently fixed upon the same, may file in the office of the secretary of state for record a description of the name, mark or device so used and cause such description to be printed once in each week for three successive weeks in a newspaper published in the county in which the principal place of business of such person, *corporation or association* is located, or if the principal place of business of such person, *corporation or association* is located in another state, then in the county wherein the principal office or depot within the state of Minnesota is located. It shall be the duty of the secretary of state to issue to the person, *corporation or association* so filing for record a description of such name, mark, or device in his office a duly attested certificate of the record of the same for which he shall receive a fee of one dollar. Such certificate in all prosecutions under this act shall be prima facie evidence of the adoption of such name, mark or device, and of the right of the person, *corporation or association* named therein to adopt and use the same."

Approved March 31, 1939.

CHAPTER 119—H. F. No. 385

An act relating to tampering with or damaging vehicles; amending Mason's Minnesota Statutes of 1927, Section 2715.

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

Section 1. **Tampering with and damaging vehicles.**—Mason's Minnesota Statutes of 1927, Section 2715, is hereby amended to read as follows:

"2715. *Any person who shall tamper with a motor vehicle without the permission of the owner, or who shall, without authority of the person in charge, climb upon or into any auto-*

mobile, whether while the same is in motion or at rest, or hurl stones or any other missiles at the same, or the occupants thereof, or shall, while such motor vehicle is at rest and unattended, attempt to manipulate any of the levers, starting *devices*, brakes or machinery thereof, or set such *motor* vehicle in motion, or otherwise damage or interfere with the same, or shall place upon any street, avenue or highway of this state any glass, tacks, nails or other articles tending to injure *automobile* tires, shall be guilty of a misdemeanor."

Approved March 31, 1939.

CHAPTER 120—H. F. No. 274

An act to amend Mason's Minnesota Statutes of 1927, Section 6394-18, relating to bond in the sale of state timber.

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

Section 1. Surety bonds to be given by timber purchasers.

—That Mason's Minnesota Statutes of 1927, Section 6394-18 be amended to read as follows:

"6394-18. *Except as otherwise provided by law, the purchaser of any state timber, before any timber permit to him shall become effective for any purpose, shall within ninety days from the date of purchase give a good and valid bond to the state of Minnesota in double the value of all timber covered or to be covered by said permit, as shown by the sale price bid therefor and the record of appraisal thereof as to quantity, which bond shall be conditioned for and upon the faithful performance by said purchaser and his successors in interest of all the terms and conditions of said permit and all requirements of law in respect to such sales; and said bond shall be approved in writing by the commissioner of conservation and filed for record in the office of the director of the division of forestry. No person directly or indirectly interested, in law or in equity, in the purchase of said timber shall be accepted as a surety on such bond.*

In case of default in payment by the permit holder, the surety upon his bond may make payment in full to the state of all sums of money due under such permit; and thereupon such surety or sureties shall be deemed immediately subrogated to all the rights of the state in, or to, or in respect of, all the timber so paid for; and such subrogated party may