

ceding federal or state census, the board of county commissioners may allow the several members of the county welfare board a salary not exceeding \$300.00 per year.

The salary of said members shall be payable monthly.

Each member of the county welfare board of such counties shall also receive their actual and necessary traveling expenses in performance of their official duties, to be audited and allowed as other claims against the county. Provided that when a member of such welfare board furnishes his own conveyance for necessary traveling in the discharge of his official duties he shall be entitled to a charge at the rate of five cents per mile therefor.

Approved April 10, 1941.

CHAPTER 201—H. F. No. 1022

An act relating to salaries of county commissioners in certain counties.

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

Section 1. Salary of county board in certain counties.—In any county having a population of more than 15,000, and less than 20,000 inhabitants, and containing more than 20 and less than 25, full and fractional congressional townships, and having a land area of more than 475,000, and less than 480,000 acres, each county commissioner shall receive from the county in full for all of his services, an annual salary of \$600.00.

Approved April 10, 1941.

CHAPTER 202—H. F. No. 1049

An act prohibiting the unauthorized use of the name and mark "Aquatennial" of Minneapolis Aquatennial Association, a corporation of Minnesota, the unauthorized use of any other name, mark, emblem, insignia or badge, designation, or distinguishing descriptive word or phrase used by said corporation in carrying out its purposes, and the unauthorized use of the corporate name of said corporation, and providing for penalties and injunctions for violations thereof.

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

Section 1. Use of name and mark "Aquatennial" limited.—Any person, firm, co-partnership, association, society or corporation, except as authorized by Minneapolis aquatennial association, who shall with intent to acquire or obtain for personal or business purposes a benefit or advantage assume, adopt or use in any manner the name and mark "Aquatennial" of the Minneapolis aquatennial association or any other name or mark so nearly resembling the name and mark "Aquatennial" as to be calculated to deceive the public with respect to the corporation, or who, except as authorized by the corporation, shall with intent to acquire or obtain for personal or business purposes a benefit or advantage assume, adopt or use in any manner any other name, mark, emblem, insignia or badge, designation or distinguishing descriptive word or phrase used by the Minneapolis aquatennial association in carrying out its purpose or any name, mark, emblem, insignia or badge, designation, or distinguishing descriptive word or phrase confusingly similar thereto, calculated to deceive the public with respect to the corporation, or who, except as authorized by the corporation, shall with intent to acquire or obtain for personal or business purposes a benefit or advantage assume, adopt or use the corporate name of the corporation, or a name so nearly resembling it as to be calculated to deceive the public with respect to the corporation, shall be guilty of a misdemeanor.

Sec. 2. Threatened use may be restrained.—Whenever there shall be an actual or threatened violation of this act, an application may be made to a court or justice having jurisdiction to issue an injunction, upon notice to the defendant of not less than five days for an injunction to enjoin and restrain the actual or threatened violation; and if it shall appear to the satisfaction of the court or justice that the defendant is in fact so using or threatening to use the name and mark "AQUATENNIAL" or any other name or mark confusingly similar thereto, or any other name, mark, emblem, insignia or badge, designation or distinguishing descriptive word or phrase used by the corporation in carrying out its purposes or confusingly similar to any such other name, mark, emblem, insignia or badge, designation or distinguishing descriptive word or phrase used by the corporation in carrying out its purposes, or the corporate name of the corporation or a confusingly similar name, an injunction may be issued by the court or justice enjoining and restraining such actual or threatened violation without requiring proof that any person has in fact been misled or deceived thereby.

Sec. 3. **Not to affect vested rights.**—The provisions of this act shall not, however, be deemed or construed to divest, interfere, affect or conflict with any established or vested right or prohibit the use thereof.

Approved April 10, 1941.

CHAPTER 203—H. F. No. 1089

An act relating to the annual levy of taxes for joint tuberculosis sanatorium purposes in certain cases; amending Mason's Supplement 1940, Section 699-1.

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 699-1, is hereby amended to read as follows:

“699-1. Tax levy for joint tuberculosis sanatorium.—In all cases where not less than four nor more than six, counties have joined in the establishment and maintenance of a tuberculosis sanatorium, which counties have a total assessed valuation of not less than \$10,000,000, nor more than \$20,000,000, and a total population of not less than 35,000, nor more than 60,000, and a total number of full and fractional townships of not less than 140, nor more than 250, the total annual levy of county taxes for all tuberculosis sanatorium purposes authorized by law shall not be in excess of four mills on the dollar of assessed valuation in the county, of which not more than three mills shall be for maintenance, and all such taxes shall be levied and collected in the manner now provided by law; provided, however, that any county so adjoining now or hereafter having a population of not less than 15,000, nor more than 16,000, and having an assessed valuation, exclusive of money and credits, of not less than \$2,200,000, nor more than \$2,500,000, and containing not less than 54, nor more than 56, full and fractional congressional townships, may annually levy, for such tubercular sanatorium purposes, a tax not to exceed five mills on the dollar of the assessed valuation in such county, of which not more than four mills shall be for maintenance, and all such taxes shall be levied and collected in the manner now provided for by law.”

Approved April 10, 1941.