

(b) To make, publish and enforce such uniform rules and regulations as are necessary for carrying out the provisions of this act.

**Sec. 4. Provisions severable.**—If any clause, sentence or section of this act shall for any reason be adjudged by a court of competent jurisdiction to be unconstitutional or void, such decision shall not effect the validity of the remaining portion of this act but shall be confined in its operation to the section or sentence or clause of this act thereof directly involved in the controversy in which such decision shall have taken place.

**Sec. 5. Application of act.**—Provided however that this act shall not apply to any grower or producer when selling apples of his own production grown in Minnesota.

**Sec. 6. Violation—penalty.**—Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor. In addition, any apples found to be offered or exposed or packed for sale in violation of this section may be ordered temporarily withdrawn from sale by the commissioner, pending either (a) informal adjustment according to law between the commissioner or his duly authorized representative, and the person in charge of the apples in question, or (b) by the filing of a formal complaint, without undue delay, with the attorney general or prosecuting attorney.

**Sec. 7. Effective June 1, 1941.**—This act shall be in full force and effect from and after June 1, 1941.

Approved April 22, 1941.

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CHAPTER 372—S. F. No. 1279

*An act repealing Laws 1939, Chapter 96, and providing for disposition of money heretofore collected under the provisions thereof.*

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

**Section 1. Law repealed.**—Laws 1939, Chapter 96, is hereby repealed.

**Sec. 2. Money heretofore collected to be paid county treasurer.**—The money heretofore collected under the provisions of Laws 1939, Chapter 96, for law library purposes shall be paid to the county treasurer and shall be held by him with

any other money paid to him under the provisions of said act for law library purposes. The money so held by the county treasurer shall be paid out by him upon the order of a judge of the district court of the county in which such treasurer acts.

**Sec. 3. District judge may purchase books.**—After 90 days from the passage of this act any judge of the district court of such county shall be authorized to purchase law books to the amount of money then so held by such county treasurer, and any book or books so purchased shall be the property of such county for the use of the courts, county and municipal officials and the inhabitants thereof.

**Sec. 4. Cost heretofore paid may be refunded.**—Any person who has paid as costs in any action or actions any sum to the clerk of district court under the provisions of said act or his personal representatives or assigns may be reimbursed if he or his representatives or assigns makes petition to the district court of the county in which such costs were paid on not less than eight days notice to the county attorney of such county. Such county attorney may appear in opposition to the petition. If the court determines upon hearing the sum claimed or any part thereof was paid under the provisions of said act, and the petitioner is the person entitled thereto, it shall make its order directing the county treasurer to pay the sum to which the petitioner is entitled to him. Provided, however, no person shall have the right to get reimbursement unless his petition therefor is filed in the office of the clerk of the district court of the county affected within 90 days after passage of this act.

Approved April 22, 1941.

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#### CHAPTER 373—S. F. No. 1425

*An act authorizing the granting of a right of way to Shattuck School, incorporated, over certain lands of the state.*

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

**Section 1. Governor and state auditor may grant right-of-way to Shattuck School.**—The governor and the state auditor are hereby authorized in the name of the state to grant and convey to Shattuck School, Incorporated, a corporation under the laws of the State of Minnesota, an easement and