

the name of the purchaser thereof and the name of the dealer from whom purchased. The delivery ticket shall also clearly state the name, type, kind and grade of fuel being delivered. When the buyer carries away the purchase, a delivery ticket showing the actual amount delivered to the purchaser must be given to the purchaser at the time the sale is made.

Sales of wood for fuel direct from producer to consumer shall be exempt from the provisions of this act. This act shall not apply to deliveries in quantities of ten gallons or less.

Sec. 2. Violation a misdemeanor.—Whoever shall violate any provision of this act shall be guilty of a misdemeanor.

Approved April 7, 1943.

CHAPTER 329—S. F. No. 447.

(AMENDING SECTION 525.145 MINNESOTA STATUTES 1941.)

An act relating to the descent of homestead and amending Mason's Supplement 1940, Section 8992-27.

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

Section 1. **Law amended—descent of homestead.**—That Mason's Supplement 1940, Section 8992-27 is hereby amended to read as follows:

(a) Where there is a surviving spouse, the homestead shall descend free from any testamentary or other disposition thereof to which such spouse has not consented in writing or by election to take under the will as provided by law, as follows:

(1) If there is no surviving child or issue of any deceased child, to the spouse;

(2) If there be children or issue of deceased children surviving, then to the spouse for the term of his natural life, and the remainder in equal shares to such children and the issue of deceased children by right of representation.

(b) Where there is no surviving spouse and the homestead has not been disposed of by will, it shall descend as other real estate.

(c) Where the homestead *passes by descent or will* to the spouse or children or issue of deceased children, it shall be exempt from all debts which were not valid charges thereon at the time of decedent's death; in all other cases it shall be subject to the payment of the items mentioned in Section 29. No lien or other charge against any homestead which is so exempted shall be enforced in the probate court, but the claimant may enforce such lien or charge by an appropriate action in the district court.

Approved April 7, 1943.

CHAPTER 330—S. F. No. 595.

(AMENDING SECTION 387.03 MINNESOTA STATUTES 1941.)

An act relating to the powers and duties of sheriffs, amending Mason's Minnesota Statutes, 1927, Section 907.

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

Section 1. **Law amended—powers and duties.**—Mason's Minnesota Statutes, 1927, Section 907, is hereby amended to read as follows:

“The sheriff shall keep and preserve the peace of his county, for which purpose he may call to his aid such persons or power of his county as he deems necessary. He shall also pursue and apprehend all felons, execute all processes, writs, precepts, and orders issued or made by lawful authority and to him delivered, attend upon the terms of the district court, and perform all of the duties pertaining to his office, *including searching and dragging for drowned bodies and searching and looking for lost persons.*”

Approved April 7, 1943.

CHAPTER 331—S. F. No. 598.

(AMENDING SECTIONS 168.44; 171.03 AND 171.24 MINNESOTA STATUTES 1941.)

An act relating to licenses to operate motor vehicles upon the streets and highways of this state, amending Mason's Supplement