

requiring identification of the fur used in any article of wearing apparel sold at retail and prescribing penalties for violation.

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

[620.75] Section 1. **Fraud in the sale of wearing apparel.** Subdivision 1. **Fur constituent part.** Articles of wearing apparel of which fur is a constituent part shall not be sold or offered for sale at retail in the state under any false or deceptive name.

Sec. 2. Subd. 2. **False and deceptive name.** For the purposes of this act, "false or deceptive name" means a name which implies that the fur which is a constituent part of the article is of substantially greater value than the fur which is actually used.

Sec. 3. Subd. 3. **Identifying tag attached to garment.** The fur which is a constituent part of any article of wearing apparel sold or offered for sale at retail shall be identified by its true name, and its trade name, if any, upon a tag or ticket prominently attached or displayed on the garment and shall be identified further by its true name, and its trade name, if any contained on a sales slip or invoice delivered to the purchaser at the time of sale.

Sec. 4. Subd. 4. **Violations and penalty.** Any person who violates any of the provisions of this act shall be guilty of a gross misdemeanor.

Approved March 29, 1949.

CHAPTER 204—S. F. No. 248

[Coded as Section 368.85]

An act relating to fire protection in towns and the establishment of special fire protection districts therein and authorizing the levy of taxes in such districts for such purposes.

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

[368.85] Section 1. **Fire protection in towns.** Subdivision 1. **Special fire protection district established.** Any or-

ganized town may, by resolution adopted by the town board and approved by a majority of the electors residing within the territory affected, in the manner hereinafter provided, establish a special fire protection district within such town in the following manner: The town board shall adopt a resolution particularly describing the territory, district or area within such town which shall constitute a special fire protection district and which shall be entitled to receive fire protection to be paid for from the taxation of the property within such special fire protection district. Each special fire protection district shall consist of contiguous and compact territory, shall not exceed 4,000 acres in area and shall be so constituted that at least 25 percent of the total assessed value of taxable real property therein consists of property classified as homestead property and buildings or other structures.

Sec. 2. Subd. 2. Submission at annual meeting; notice. Such resolution shall provide for the submission of the question whether such special fire protection district shall be established to the voters residing within the limits of the special fire protection district so proposed to be established at the next ensuing annual town meeting or at any special town meeting which the town board is hereby authorized to call for that purpose. The notice of such annual meeting or of such special town meeting shall contain a notice that such question will be submitted to the electors residing in such proposed special fire protection district at such meeting and a statement that all cost of fire protection for the special district will be borne by a tax on the property therein. Such meeting shall be held at the usual place of holding town meetings within the town.

Sec. 3. Subd. 3. Manner of voting. For such election the town board shall provide a separate ballot box where the electors residing within such proposed special fire protection district shall deposit their ballots. Only electors residing within the proposed special fire protection district will be entitled to vote at such meeting upon such question.

Sec. 4. Subd. 4. Ballot. The town board shall provide ballots to be used at such town meeting, which ballots shall bear the words "Shall the territory described in the resolution adopted by the town board on the — day of —, 19—, constitute a special fire protection district?" The question shall be followed with a line with the word "Yes" and a square after it and another line with the word "No" and a square after it. The voters shall indicate their choice by placing a cross

mark in one of said squares, and a direction to so indicate their choice shall be printed on the ballot.

Sec. 5. Subd. 5. Counting and canvassing of votes. The votes cast at such special election in said special ballot box shall be counted and canvassed by the town board or by the judges presiding at such election; and, if such proposition shall receive a majority of the votes cast by the electors residing within such proposed special fire protection district, that result will be recorded in the minutes of such town meeting, and the territory described in said town board's resolution shall thereafter constitute and be a special fire protection district in said town.

Sec. 6. Subd. 6. Tax levy. It shall thereafter be the duty of the town board annually to levy a tax in such an amount as may be necessary but not exceeding five mills on the dollar of the assessed valuation of all property located within such special fire protection district to be used for the purpose of providing fire protection for such special fire protection district. Such tax, with a certified copy of the resolution establishing the district, shall be certified by the town board to the county auditor who shall thereupon spread the authorized tax against the property located within such special fire protection district, and the same shall be collected as other taxes.

Sec. 7. Subd. 7. Disbursement of funds. When such taxes are collected, the same shall be paid to the town and disbursed upon the order of the town board for the purpose of providing fire protection in such special fire protection district. The town board may order such moneys, or any part thereof, to be paid to any municipality or volunteer fire department which has its fire department headquarters so located as to be able to conveniently furnish and which shall agree to furnish fire protection to the property within such district.

Sec. 8. Subd. 8. Plural districts. More than one special fire protection district may be established in any town. Such special fire protection district shall be designated by consecutive numbers in the order of their establishment.

Sec. 9. Subd. 9. Dissolution. A special fire protection district may be dissolved in the manner following: The town board may submit the question of dissolution of any such spe-

cial district at any annual town meeting and it shall submit that question at the next annual town meeting on the signed petition of electors residing in such district equal in number to at least one-half of the number of freeholders in such district according to the tax record in the county auditor's office filed with the town clerk not less than 45 days before such annual meeting. Notice that the question will be submitted shall be posted by the town clerk in three public places within the special district not less than two weeks before the annual meeting at which it will be submitted. Only voters residing in the special district shall vote on the question of dissolution and a separate ballot box shall be provided for votes on the question. The town board shall provide ballots for the question of dissolution which shall be in the same form as provided in Section 2 hereof except that the question therein stated shall be "Shall Special Fire Protection District No. _____ be dissolved?", and if a majority vote of those voting on the question vote in the affirmative, the district shall be dissolved, in which event the results of the election shall be certified by the chairman of the town board to the county auditor, and thereafter there shall be no further special levy for fire protection in such district, but such dissolution shall not relieve the property in such special district so dissolved from any taxes theretofore levied for special fire protection under the provisions of this act.

Approved March 29, 1949.

CHAPTER 205—S. F. No. 357

[Not Coded]

An act to legalize foreclosure sales heretofore made and the records of mortgage foreclosure proceedings and limiting the time within which actions may be brought or defenses interposed questioning the validity of foreclosure proceedings.

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

Section 1. Foreclosure sales under power validated. Every mortgage foreclosure sale by advertisement heretofore made in this state, under power of sale in the usual form contained in any mortgage duly executed and recorded in the office of the register of deeds or registered with the registrar