

run northerly parallel with the west line of said southeast quarter of the northeast quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of section 24 for 36 feet; thence run westerly for 400 feet, more or less, to the point of beginning:

containing 6.36 acres, more or less.

**Sec. 2. Payment to state.** The consideration to be paid by the City of Hopkins to the State of Minnesota for any real estate conveyed hereunder shall be in such amount and subject to such terms and conditions as may be mutually agreed upon by the city and the commissioner of highways.

Approved March 4, 1949.

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## CHAPTER 83—H. F. No. 534

*An act relating to the manufacture and sale of concentrated commercial feeding stuffs, and amending Minnesota Statutes 1945, Section 25.03.*

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

Section 1. Minnesota Statutes 1945, Section 25.03, is amended to read as follows:

**25.03. Statement affixed to packages and samples.** Subdivision 1. **Tags and labels.** Any person, company, corporation, or agent who shall sell, offer or expose for sale or distribution in this state any concentrated commercial feeding stuffs shall affix, or cause to be affixed, to every package or sample of such concentrated commercial feeding stuffs, *except as provided in subd. 2 hereof*, in a conspicuous place on the outside thereof, a tag or label, which shall be accepted as a guarantee of the manufacturer, importer, dealer, or agent, and which shall have plainly printed thereon, in the English language, the number of net pounds of concentrated commercial feeding stuffs in the package, the name, brand, or trademark under which the concentrated commercial feeding stuffs are sold, the name of the manufacturer, the location of the principal office of the manufacturer, and the guaranteed analysis, stating minimum percentage of crude fat and crude protein, and the maximum percentage of crude fiber, determined

as provided in sections 25.02 to 25.10, and the ingredients from which the concentrated commercial feeding stuff is compounded. For each 100 pounds, or fraction thereof, the person, company, corporation, or agent shall also affix the tag or label purchased from the commissioner, showing that the concentrated commercial feeding stuff has been registered, as required by the provisions of sections 25.02 to 25.10, and that the inspection tax has been paid. When the concentrated commercial feeding stuff is sold in bulk, a tag, as hereinbefore described, shall be delivered to the consumer with each 100 pounds, or fraction thereof. The tags and labels shall be issued to cover 25, 50, and 100 pounds. The commissioner is authorized to issue tags or labels of other denominations.

*Subd. 2. Official tags and labels; fees. The commissioner is authorized, at his discretion and under such rules and regulations as may be promulgated to issue permits, on application therefor, to any person, firm or corporation, to ship, sell, or expose for sale in Minnesota concentrated commercial feeding stuffs which are properly registered and labeled under sections 25.02 to 25.10, inclusive, without the use or attachment of the official tags or labels purchased from the commissioner; provided such person, firm or corporation reports quarterly under oath to the commissioner the tonnage of feed shipped or sold for consumption in Minnesota, and pays the tonnage inspection fee thereon at the same rate per ton as the cost therefor would be for official tags or labels of 100 pound denomination as stated in section 25.06. Such tonnage inspection fees must be paid on all registered concentrated commercial feeding stuffs as defined in section 25.01, whether sold for mixing purposes or not, except in cases where a mixer has given a specific written order for delivery of unmixed meal or unmixed feed for use as an ingredient of registered feeds. The tonnage inspection fees shall be due and payable within thirty days of the quarters ending December 31, March 31, June 30, and September 30 of each year, and remittance therefor shall accompany and be attached to the tonnage report. Any person, firm or corporation to whom permits are granted shall show as part of their analysis labels on all registered feeds, the permit number, the name of the department and commissioner, and such additional information in connection therewith as the commissioner shall require. The commissioner or his authorized agents shall have the right at all reasonable times to examine the records of applicants to verify the correctness of their tonnage reports. All fees received under*

*the provisions of this section shall be credited in the manner provided for in section 25.06.*

Approved March 4, 1949.

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## CHAPTER 84—H. F. No. 103

*An act relating to the public employees retirement association; amending Minnesota Statutes 1945, Section 353.01, Subdivision 2, and sections 353.03, 353.04, amending Minnesota Statutes 1945, Sections 353.09, 353.11, as amended.*

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

Section 1. Minnesota Statutes 1945, Section 353.01, Subdivision 2, is amended so as to read:

**353.01. Definition.** Subd. 2. **Public employee.** "Public employee" means any person holding a position, either by election, appointment, or contract in and for any of the several counties, cities, villages, or school districts which are now or hereafter may be affected by the provisions of this chapter, whose salary is paid, in whole or in part, through taxation, or by fees, assessments, or revenue from any one or more of the governmental subdivisions hereinbefore enumerated, irrespective of whether or not such person is directly employed by the authority of, or is under the control and supervision of the governing body of any such county, city, village, or school district, except (1) any temporary employee (2) any employee of any governmental subdivision affected by the provisions of this chapter, who, by virtue of his former employment in the service of *any governmental subdivision* is a beneficiary of, or a contributing member to, or who has an unrealized interest in, or is designated as a future beneficiary by the rules of any *other* pension, relief, or retirement fund established and maintained by authority of the laws of this state, provisions of any municipal charter, or ordinance of any municipality or other governmental subdivision thereof; or (3) any employee of any governmental subdivision who by virtue of his employment is required to contribute to, or to be designated as a future beneficiary of, *or is eligible for membership in, any other* retirement, relief, or pension system established and maintained by authority of *the laws of this state for the benefit of officers and employees of governmental subdivisions.*