

law. The present judge of the district shall continue as one of the judges thereof for the term for which elected.

Sec. 2. **Appointment.** Upon the passage of this act, the governor shall appoint a competent person, learned in the law, to be the additional judge for the eighth judicial district, who shall immediately thereafter qualify and enter upon the duties of the office and hold office until a successor is elected and qualifies. Such successor shall be elected at the first general election occurring after the passage of this act.

Sec. 3. **Assignment to other districts.** The additional judge provided for by this act may, when the public convenience and necessity require it, be assigned by the Chief Justice of the Supreme Court to serve and discharge the duties of judge of any other district not his own at such times as the Chief Justice of the Supreme Court may determine.

Approved April 21, 1953.

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#### CHAPTER 585—S. F. No. 150

*An act relating to tax levies for counties; amending Minnesota Statutes 1949, Section 275.09, Subd. 2, as amended by Laws 1951, Chapters 352 and 423.*

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

Section 1. Minnesota Statutes 1949, Section 275.09, Subdivision 2, as amended by Laws 1951, Chapters 352 and 423, is amended to read:

Subd. 2. **Rate of tax.** There shall be levied annually on each dollar of taxable property, except such as is by law otherwise taxable, as assessed and entered on the tax lists for county purposes, such amount as is levied by the county board. In any county with not less than 100,000 inhabitants the rate of the tax for general revenue purposes shall not exceed five mills, and in any county with less than 100,000 inhabitants the rate of the tax for general revenue purposes shall not exceed ten mills, unless this maximum mill levy will not raise a sum equal to the amount specified in this subdivision for each county according to the following classifications:

(a) In any county with less than 10,000 inhabitants, \$80,000.

(b) In any county with 10,000 but less than 20,000 inhabitants, \$90,000. In addition thereto, for the sole purpose of appropriating money as authorized in Minnesota Statutes,

Section 376.08, there may be levied, in any year before 1954, an additional sum not exceeding \$65,000.

(c) In any county with 20,000 but less than 30,000 inhabitants, \$100,000.

(d) In any county with 30,000 but less than 40,000 inhabitants, \$110,000.

(e) In any county with more than 40,000 inhabitants, \$125,000, based upon the last preceding taxable valuation of such county, in which case the county board may levy in such rate as will raise the amount levied by the board to, but not exceeding said sum; provided, however, that in any county where the expenditures have exceeded the amount authorized to be levied under the provisions of this section for any year or years prior to 1953, the county board may include the amount of the deficit caused by such expenditures in the levy for the year 1953 or 1954, in addition to the amount hereinbefore provided; provided further, that this subdivision shall not affect the maximum tax levy for general revenue purposes in any county in which a higher maximum is now permitted by law.

Approved April 21, 1953.

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#### CHAPTER 586—S. F. No. 326

*An act regulating the sale of soft drinks and non-alcoholic beverages other than dairy products, apple or fruit ciders, natural fruit juices or cereal beverages, and including reconstituted fruit juices and fruit beverages and providing for a license; amending Minnesota Statutes 1949, Section 34.01, Subdivision 2; Sections 34.02, 34.04 and 34.06.*

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

Section 1. Minnesota Statutes 1949, Section 34.01, Subdivision 2, is amended to read as follows:

Subd. 2. **Soft drinks and other nonalcoholic beverages.** The term "soft drinks and other non-alcoholic beverages" means and includes (1) carbonated or still beverages, (2) natural and mineral waters, carbonated, plain or otherwise, (3) *apple or fruit ciders, natural or reconstituted fruit juices, or cereal beverages and other finished beverages.*

Sec. 2. Minnesota Statutes 1949, Section 34.02, is amended to read as follows: