

and their assistants shall not be less than 75 cents per hour and necessary traveling expenses in addition thereto, *such hourly compensation to be the amount determined by the town board to be consistent with the hourly wage rate prevailing in their community or area for work of like character, and to be necessary to obtain competent inspectors, such compensation to be in addition to the amount allowed by law for other supervisory duties, if any, performed by any such local inspectors or assistant inspectors.*

Sec. 2. Minnesota Statutes 1953, Section 20.11, Subdivision 3, is amended to read:

Subd. 3. **Local weed inspectors.** The mayor or president of any municipality is authorized, and it is hereby made his duty, to act as local weed inspector in his municipality throughout the year in accordance with the provisions of sections 20.06 to 20.27 relative to local weed inspectors.

Any mayor or president of a municipality may appoint a person to act as assistant weed inspector in the municipality who shall have all the powers and authority as the mayor or president in the capacity of weed inspector.

Notice of such appointment shall be sent to the commissioner within ten days from the date of the appointment.

The compensation of such local weed inspector and assistant weed inspector shall be *not less than 75 cents per hour and necessary expenses in addition thereto, such hourly compensation to be the amount determined by the municipal council to be consistent with the hourly wage rate prevailing in their community, or area for work of like character and to be necessary to obtain competent inspectors* and be paid from the general revenue fund or other fund of the municipality designated by the council and shall be in addition to any compensation and expenses paid *such inspectors or assistant inspectors* for other duties as an official or employee of the municipality.

Approved March 30, 1955.

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#### CHAPTER 266—H. F. No. 445

*An act relating to elections in villages on the establishment of a waterworks system; amending Minnesota Statutes 1953, Section 412.321, Subdivision 2.*

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

Section 1. Minnesota Statutes 1953, Section 412.321, Subdivision 2, is amended to read:

Subd. 2. **Vote on establishment.** No such public utility shall be constructed, purchased, or leased until the proposal to do so has been submitted to the voters at a regular or special election and been approved by *a majority of those voting on the proposition in the case of waterworks and by five-eighths of those voting on the proposition in other cases.* Such proposal shall state whether the public utility is to be constructed, purchased, or leased and the estimated cost or the maximum amount to be expended for that purpose. This proposal and a proposal to issue bonds to raise money therefor may be submitted either separately or as a single question. The proposal for the acquisition of the public utility may include authority for distribution only or for generation or production and distribution of a particular utility service or group of services. Approval of the voters shall be obtained under this section before a village purchasing gas or electricity wholesale and distributing it to consumers acquires facilities for the manufacture of gas or generation of electricity unless the voters have, within the two previous years, approved a proposal for both generation or production and distribution.

Approved March 30, 1955.

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#### CHAPTER 267—H. F. No. 638

*An act relating to taxes on and measured by net income; amending Minnesota Statutes 1953, Section 290.16, Subdivision 9.*

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

Section 1. Minnesota Statutes 1953, Section 290.16, Subdivision 9, is amended to read:

Subd. 9. (1) For the purposes of this subdivision, the term "property used in the trade or business" means property used in the trade or business of a character which is subject to the allowance for depreciation provided in section 290.09(6), held for more than six months, and real property used in the trade or business, held for more than six months, which is not (A) property of a kind which would properly be includible in the inventory of the taxpayer if on hand at the close of the taxable year, or (B) property held by the taxpayer primarily for sale to customers in the ordinary course of his trade or business. *Such term also includes livestock, regard-*