

cent of which is made up of valuation on iron ore, and which have a population of not less than 1200 nor more than 1400 inhabitants, according to the last federal census, the salary of the mayor is fixed at \$35.00 per month and the salary of each councilman at \$25.00 per month. If any such city within this state comes within this classification, it shall not thereafter cease to be governed by the provisions of this section, notwithstanding any change in valuation or population.

Approved March 31, 1949.

CHAPTER 210—S. F. No. 153

An act relating to home rule charter commissions of cities and villages; amending Minnesota Statutes 1945, Section 410.05.

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

Section 1. Minnesota Statutes 1945, Section 410.05, is amended to read as follows:

410.05. **Board of freeholders.** When the judges of the judicial district in which such city or village is situated, shall deem it for the best interest of the municipality so to do, they may appoint a board of freeholders to frame such charter, composed of 15 members, each of whom shall have been a qualified voter of such city or village for five years last past; and, upon presentation to them of a petition requesting such action, signed by at least ten percent of the number of voters of such municipality, as shown by the returns of the election last held therein, they shall appoint such board. *No person shall be disqualified from serving on such board by reason of his holding any other public office or employment.* The members shall severally hold office for the term of four years, or until they cease to be such resident voters and freeholders, and vacancies in the board shall be filled by appointment of the judges for the unexpired terms. Upon the expiration of such four-year term, the judges shall appoint a new board *and* in case for any reason the judges shall fail to appoint a new board within 30 days then thereafter at any time the judges upon their own motion may, and upon the written petition of ten freeholders of the city, shall appoint the new board. Every

appointment shall be made by order filed with the clerk of the court. Every appointee who shall neglect to file with the clerk within 30 days a written acceptance and oath of office shall be deemed to have declined such appointment and his place shall be filled as though he had resigned. The judges, within 30 days thereafter, shall make such rules with reference to such board, and require such reports, as may appear desirable or necessary. Any appointee who has qualified by filing his written acceptance and oath of office within 30 days may thereafter be removed at any time from office, by written order of the district court, the reason for such removal being stated in the order; and *when* any member has failed to perform the duties of his office and has failed to attend four consecutive meetings, without being excused by the board, *the secretary of the board of freeholders shall file a certificate with the court setting forth those facts and the district court shall thereupon make its order of removal, and fill the vacancy created as in the case of a resignation.*

Approved March 31, 1949.

CHAPTER 211—S. F. No. 219

[Coded as Sections 29.011, 29.021, 29.031, 29.095, 29.101, 29.105, 29.115, and 29.13]

An act relating to the candling, grading, handling and marketing of eggs and egg products; providing for licensing thereof and suspension and cancellation of licenses issued; providing penalties for violations thereof; and repealing Minnesota Statutes 1945, Sections 29.01 to 29.04, inclusive, and 29.09 to 29.12, inclusive.

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

[29.011] Section 1. **Definitions.** Subdivision 1. The word "*person*" when used in this act shall mean any individual, firm, partnership, corporation, company, association, joint stock association, and shall include any trustee, receiver, assignee or other similar representative thereof, provided that a producer of eggs shall not be deemed a "*person*" as used in this act, when selling eggs of his own production.