

stance unsaleable for use as food, may adopt any reasonable and necessary means in so doing; and the provisions of sections 1736, 1778 and 1779, Revised Laws 1905, shall be deemed a part hereof in the enforcement of this act and for the accomplishing of its purposes.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1907.

CHAPTER 385—H. F. NO. 505.

An Act relating to the swamp land fund of the State of Minnesota.

WHEREAS, by chapter 5, of the General Laws of 1865, 525,000 acres of swamp land was directed to be reserved for the benefit of the state institutions then in existence, viz.:

	Acres
Insane Asylum	100,000
School for Deaf, Dumb and Blind.....	100,000
State Prison	100,000
Winona Normal	75,000
Mankato Normal	75,000
St. Cloud Normal	75,000
and	

WHEREAS, By an amendment to the constitution, adopted in 1881, found in section 2, of article 8, of the constitution of the State of Minnesota, it was provided that all swamp lands then held by the state, or that might thereafter accrue to the state, were appropriated, one-half to the common school fund of the state and one-half to the educational and charitable institutions of the state. The principal of the funds derived from the sale of such swamp lands to be forever preserved, inviolate and undiminished, and

WHEREAS, No swamp lands were selected under the provisions of the said act of 1865, until several years after the adoption of the constitutional amendment of 1881, which amendment operated to repeal or nullify said act of 1865, and

WHEREAS, It appears by the official records that, notwithstanding the constitutional amendment, certain swamp lands have since been selected for the state institutions and the proceeds from the sale thereof have been kept intact in one fund, and that no division whatever has been made, as was provided in the original act of 1865, of either principal or interest. The principal of which fund on July 31, 1906, amounted to \$780,556.25, and the accrued interest thereon the sum of \$57,341.01, and said fund is carried on the state books as "The State Institutions Fund," while the proceeds from the sale of all other swamp lands is carried as "The Swamp Land Fund" and

WHEREAS, It was the manifest intent of the people of the state as expressed by the constitutional amendment of 1881, that the proceeds from those lands should be equally divided between the common school fund of the state, and the state educational and charitable institutions, and that all state institutions should share equally in the income from those lands, in the relative ratio of cost of support of such state institutions, therefore,

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

Swamp land funds.—Section 1. That the credit balances and securities in the state treasury, and all land contracts arising from the proceeds of the sale of a portion of the state swamp lands, and which is designated in the state records as belonging to the "State Institutions Fund," be and the same are hereby transferred to the "Swamp Land Fund, and the State Institutions Interest Fund," being the accrued interest on said "State Institutions Fund," be and the same is hereby transferred to the "Swamp Land Interest Fund."

Transfer of funds.—Sec. 2. At the close of each fiscal year it shall be the duty of the state auditor and state treasurer to transfer the amount then standing to the credit of the "Swamp Land Interest Fund" to the several funds entitled thereto, as follows, to-wit: The General School Fund one-half, The Revenue Fund, one-half.

Credits.—Sec. 3.—The amount credited to the Revenue Fund as herein provided, shall at the end of each fiscal year be credited to the appropriations for the support of the several state educational and charitable institutions in the rela-

tive ratio of cost of support of such institutions, reckoned on the cost for the fiscal year next preceding the one in which such distribution is made.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 24, 1907.

CHAPTER 386—H. F. NO. 541.

An Act to prohibit the manufacture, sale or use of adulterated cigarettes, and prohibiting the use of tobacco by minor persons, and by all minor pupils of public schools.

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

Penalty.—Section 1. Any person within the state who manufactures, sells or gives to any one, or uses any cigarette containing any substance foreign to tobacco, shall be punished by a fine of not more than fifty dollars (\$50) or imprisonment in a county jail for not more than thirty days.

Selling.—Sec. 2. Any person within this state who sells, gives to, or in any way furnishes any cigarettes, cigars or tobacco in any form to any person under eighteen (18) years of age, or to any minor pupil in any school, college or university, shall be punished by a fine not to exceed fifty dollars (\$50) or imprisonment in the county jail not to exceed thirty days for each offense.

Age limit.—Sec. 3. Any person under eighteen (18) years of age, any minor pupil, as described in section two (2) of this act, who shall smoke or use cigarettes, cigars or tobacco in any form on any public highway, street, alley, park or other lands used for public purposes, or in any public place of business, shall be arrested by an officer of the law, who may be cognizant of such offense; and further, it shall be the duty of all such officers, upon complaint of one citizen, to arrest such offenders and take them before the proper court. The court shall impose a punishment at its discretion in the sum of not to exceed ten (\$10) dollars, or imprisonment in the county jail not to exceed five (5) days for each offense; *provided*, if said minor person shall give information which may lead to the arrest of the person or persons