

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

violating section two (2) of this act, in giving or selling to, or in any way furnishing said minor person tobacco, and shall give evidence as a witness in such proceedings against said party or parties, the court shall have power to suspend sentence against such minor person.

Minors.—Sec. 4. Any person who harbors or grants to persons under eighteen (18) years of age, or to minor pupils as described in section two (2) of this act, privilege or gathering upon or frequenting any property or lands held by him, for the purpose of indulging in the use of cigarettes, cigars or tobacco in any form, shall be held in the same penalty as provided for in section two (2) of this act; provided, that no part of this act shall be so construed as to interfere with the rights of parents or lawful guardians in the rearing and management of their minor heirs or wards, within the bounds of their own private premises.

Sec. 5. Be it further enacted that grand juries shall have inquisitorial powers over offenses committed under this act.

Sec. 6. All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 7. This act shall take effect and be in force at the expiration of thirty (30) days from the date of its passage and approval.

Approved April 24, 1907.

CHAPTER 387—H. F. NO. 567.

An Act in relation to fences and other structures erected for the purpose of annoying the owners or occupants of adjoining property, and for the abatement of the same as nuisances.

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

Crime defined.—Section 1. Any fence, or any other structure, maliciously erected or maintained for the purpose of annoying the owners or occupants of adjoining property shall be deemed a private nuisance.

Damages.—Sec. 2. Any such owner or occupant injured, either in his comfort or in the enjoyment of his estate