

# MASON'S MINNESOTA STATUTES

1927

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STATUTE COMPILATION COMMISSION FOR THE PUBLICATION OF  
THE GENERAL STATUTES OF 1923

EMBRACING THE ORGANIC LAWS, THE CONSTITUTION, AND THE STAT-  
UTES CONTAINED IN THE GENERAL STATUTES OF 1923, EXCEPT  
THOSE WHICH HAVE BEEN REPEALED OR SUPERSEDED  
BY THE SUBSEQUENT LEGISLATION OF 1925  
AND 1927

AND ALSO EMBRACING LAWS OMITTED FROM THE GENERAL STATUTES  
1923, AND THE LAWS OF THE 1925 AND 1927 SESSIONS OF THE  
LEGISLATURE UNDER APPROPRIATE CLASSIFICATION.

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tinue the manufacture of, or sale within this State, of any soft drinks or other non-alcoholic beverages, until the suspension is removed or a new license or certificate is granted. ('27, c. 42, § 8)

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**3965-9. Carbonated or still beverages—Adulteration**—A carbonated or still beverage within the meaning of this Act, shall be a beverage made of pure cane or beet sugar, with pure water, and pure flavoring materials, with or without fruit acids and harmless coloring materials, and the finished product shall contain not less than seven per centum of sugar and less than 1/2 of one per centum of alcohol by volume. All carbonated or still beverages not conforming to the above requirements, this Act, the Minnesota Dairy and Food Law, or the rules, regulations, definitions and standards made thereunder, shall be deemed to be adulterated. ('27, c. 42, § 9)

**3965-10. Sanitary condition of factories, etc.**—All factories, rooms and places where soft drinks or other non-alcoholic beverages are manufactured, mixed, compounded and placed in containers shall be well lighted and kept in a clean and sanitary condition; and all machinery, apparatus and utensils used in the manufacture of such beverages shall be kept clean and sanitary and in a clean and sanitary place. ('27, c. 42, § 10)

**3965-11. Cleansing of containers—Containers prohibited**—Before being filled with such beverages, all bottles, jars and coolers shall be sterilized by soaking for a period of not less than five minutes in a solution of not less than four per centum of caustic soda or alkali, expressed in terms of sodium hydrate, heated to not less than 110 degrees Fahrenheit, and then thoroughly rinsed in pure water until freed from alkali. Jars and coolers, before being re-filled, shall be cleansed and washed as in the manner above prescribed for bottles. When such beverages are marketed in second hand or used barrels, kegs, or other wooden containers, such containers shall be thoroughly cleansed and coated

on the inside with parafin, pitch or other suitable material. No beverages shall be placed in containers known as the "Hutchinson Plunger Bottle," or any container of similar type. ('27, c. 42, § 11)

**3965-12. Markings of containers**—It shall be unlawful for any person to place his products in bottles or containers bearing any name blown in the glass or appearing thereon other than the true name of the manufacturer. ('27, c. 42, § 12)

**3965-13. Enforcement of law by dairy and food commissioner—Laws applicable**—The Commissioner, his inspectors, assistants and employes, shall enforce the provisions of this Act, and in so doing shall have all the powers and authority with relation thereto that is conferred upon them and each of them by Chapter 495, General Laws for the year 1921, known as the Minnesota Dairy and Food Law, and the provisions of Sections 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 of said chapter shall be deemed a part thereof in the enforcement of this Act and accomplishments of its purposes. ('27, c. 42, § 13)

**Explanatory note**—For Laws 1921, c. 495, see § 3788, et seq., herein. For sections 8 to 18 thereof see §§ 3797 to 3807, herein.

**3965-14. Violations of law—Penalty**—Any person violating any of the provisions of this Act or of any regulations made hereunder or now in force, shall be guilty of a misdemeanor and be punished by a fine of not less than \$25.00, or by imprisonment in the County Jail for not less than 30 days for the first offense, and in the sum of not less than \$50.00 or by imprisonment in the County Jail for not less than 60 days for each subsequent offense. ('27, c. 42, § 14)

**3965-15. Laws repealed**—Chapter 432, General Laws of Minnesota for the year 1921, is hereby repealed. ('27, c. 42, § 15)

**Explanatory note**—For Laws 1921, c. 432, repealed by this section, see §§ 3958 to 3965, herein.

CHAPTER 21A

REGULATION OF CERTAIN MANUFACTURES AND SALES

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**3966. Cotton duck or canvas—Definition**—That for the purpose of this act cotton duck or canvas shall be deemed to include all cotton duck or canvas, whether single filling, double filling, army roll or wide duck. ('13 c. 167 § 1) [3772]

**3967. What constitutes yard**—That for the purposes of this act, the equivalent of thirty-six (36) inches in length by twenty-nine (29) inches in width, or seven and one-fourth (7 1/4) square feet of cotton duck or canvas shall constitute a yard, and an ounce

shall be one-sixteenth part of a pound avoirdupois. ('13 c. 167 § 2) [3773]

**3968. Manufacture and sale—Stamps, brands and marks**—Any person, company or corporation who shall manufacture for sale or who may offer or expose for sale any cotton duck or canvas or any article other than clothing and wearing apparel composed or made in whole or in part of cotton duck or canvas, shall distinctly and durably stamp, brand or mark thereon the true and correct weight of such cotton duck or canvas, by ounces per yard, together with a description by name of any filler or other preparation placed in or on said cotton duck or canvas since its manufacture. ('13 c. 167 § 3) [3774]

**3969. Certain sales unlawful—Misstatements, etc.**—It shall be unlawful for any person or corporation either individually or in any representative capacity, to carry for sale, sell or endeavor to sell any cotton duck or canvas as herein defined, or any articles other than clothing and wearing apparel, composed or made in

whole or in part of any cotton duck or canvas without having marked thereon the true and correct weight of said canvas or cotton duck by ounces per yard, together with a description by name of any filler or other preparation placed in or on said cotton duck or canvas since its manufacture, or to misstate, misrepresent or conceal the true weight of said canvas or cotton duck by ounces per yard, or to misstate, misrepresent or conceal the existence of any filler or other preparation placed in or on said cotton duck or canvas since its manufacture. ('13 c. 167 § 4) [3775]

3970. Concealing or misstating size unlawful—It shall be unlawful for any person or corporation either individually or in representative capacity, selling, carrying for sale or endeavoring to sell any awnings, paulins, wagon covers, tent, grain and hay covers, stable or tent tops, to misstate or misrepresent or conceal the true and correct size and dimensions thereof. ('13 c. 167 § 5) [3776]

3971. Unlawful to deface mark, etc.—It shall be unlawful for any person to deface, mutilate, obscure, conceal, efface, cancel or remove any mark provided for by this act, or cause or permit the same to be done with intent to mislead, deceive or to violate any of the provisions of this act. ('13 c. 167 § 6) [3777]

3972. Penalty for violation—Any person, company or corporation violating any of the provisions of this act shall be deemed guilty of a misdemeanor and on conviction thereof shall for the first offense be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00) and for each subsequent offense by a fine of not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00). ('13 c. 167 § 7) [3778]

3973. Mattresses—Manufacture and sale—Brands and labels—Penalty—Whoever manufactures for sale, offers for sale, sells, delivers, or has in his possession with intent to sell or deliver any mattress which is not properly branded, or labeled or whoever uses, either in whole or in part in the manufacture of mattresses, any cotton, or other material which has been used, or

has formed a part of any mattress, or bedding used in or about public or private hospitals or on or about any person having infectious or contagious diseases or whoever dealing in mattresses, has a mattress in his possession for the purpose of sale, or offers it for sale, without a brand or label as herein provided, or removes, conceals or defaces the brand or label thereon, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars nor more than five hundred dollars, or by imprisonment in the county jail not to exceed six months, or by both such fine and imprisonment. ('13 c. 490 § 1) [3779]

By section 5 the act takes effect January 1, 1914.

3974. Contents of brand or label—The brand or label therein required shall contain, in plain print in the English language, a statement of the material used in the manufacture of such mattresses, whether such materials are, in whole or in part, new or second-hand, and the quality of the materials used. Such brand or label shall be in the shape of a cloth tag to be sewed or otherwise securely attached to each such article. ('13 c. 490 § 2) [3780]

3975. What included—Construction of term "mattress"—A mattress within the meaning of this section shall include a quilted pad, stuffed with hair, wool or other soft material, except feathers, to be used on a bed for sleeping or reclining purposes. ('13 c. 490 § 3) [3781]

3976. Duties of commissioner of labor, attorney general, etc.—When the commissioner of labor shall have reason or cause to believe that any of the provisions of this section are being or have been violated, such commissioner shall advise the attorney-general thereof, giving the information in support of such belief, and the attorney-general, or, under his directions, the prosecuting attorney of any county in which the violation occurs, shall forthwith institute the proper legal proceedings for the enforcement of the provisions of this section and for the punishment of the violation thereof. ('13 c. 490 § 4) [3782]

CHAPTER 21B

REGULATION OF [SALE OF] STOCKS, BONDS AND OTHER SECURITIES [AND OIL OR GAS LANDS, INTERESTS THEREIN, OR ROYALTIES THEREFROM].

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