

dealt with as provided by law. All such cigarettes or cigarette papers, so seized, and unlawfully kept, shall be destroyed and an entry thereof shall be made upon his docket. The discovery of cigarettes or cigarette papers in any public place shall be prima facie evidence of the keeper's intent to unlawfully sell or give the same as prohibited in section five thousand and six (5006) of the code.

SEC. 2. Tax assessed against property—notice. The magistrate who shall try said cause and then issue an order condemning and destroying any cigarettes or cigarette papers as provided in the preceding section, shall certify a copy of the record of such proceedings to the treasurer of the county within ten days after the order to destroy such cigarettes or cigarette papers is issued and a tax assessment of three hundred (\$300.00) dollars against the property in or upon which the cigarettes or cigarette papers or cigarette wrappers were unlawfully kept or sold, provided for in section five thousand and seven (5007) of the code, and collect the same as therein provided. Within thirty days after the receipt of the magistrate's certificate the county treasurer shall notify the keeper of such house, building or place, and the owner thereof of such assessment.

Approved March 29, A. D. 1909.

CHAPTER 224.

USE OF CIGARETTES BY MINORS.

S. F. 92.

AN ACT to prohibit the use of cigarettes by minors under twenty-one years of age, and providing penalties therefor. [Additional to chapter eleven (11) of title twenty-four (XXIV) of the code, relating to offenses against public policy.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Use of cigarettes by minors prohibited. It shall be unlawful for any person under the age of twenty-one years to smoke or use a cigarette or cigarettes on the premises of another, or on any public road, street, alley or park or other lands used for public purposes or in any public place of business or amusement, except when in company of his parent or guardian.

SEC. 2. Penalty—sentence suspended, when. Any person found guilty of violating the provisions of section 1 hereof shall be punished by a fine of not to exceed ten dollars (\$10.00), or imprisonment in the county jail not to exceed three days, for each offense; provided, if said minor person shall give information which may lead to the arrest of the person or persons violating any of the provisions of section five thousand six (5006) of the code, and shall give evidence as a witness in the proceedings which may be instituted against said party or parties, the court shall have power to suspend sentence against said minor person.

Approved April 13, A. D. 1909.