

H. F. No. 340.

## CHAPTER 108.

Common carriers.

*An act to amend section three of chapter ten of the general laws of eighteen hundred and eighty-seven, entitled, "an act to regulate common carriers, and creating the railroad and warehouse commission of the state of Minnesota, and defining the duties of such commission in relation to common carriers."*

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

Amending general laws of 1887, chap. 10.

SECTION 1. That section three of chapter ten of the General Laws of 1887 be amended so as to read as follows:

Ample facilities for transferring to connecting lines.

Sec. 3 (a). That all common carriers subject to the provisions of this act shall provide at the point of connection, crossing or intersection ample facilities by track connections for transferring any cars used in the regular business of their respective lines of road from their lines or tracks to those of any other common carrier whose lines or track may connect with, cross or intersect their own, and shall provide equal and reasonable facilities for the interchange of cars and traffic between their respective lines, and for the receiving, forwarding and delivering of passengers, property and cars to and from their several lines and those of other common carriers connecting therewith, and shall not discriminate in their rates or charges between such connecting lines, or on freight coming over such lines.

Joint rates, through cars and transfer rates.

(b). All railway companies doing business in this state shall, upon the demand of any person or persons interested, establish reasonable joint through rates for the transportation of freight between points on their respective lines within this state. Car load lots shall be transferred without unloading from the cars in which such shipments were first made, unless such unloading into other cars shall be done without charge therefor to the shipper or receiver of such car load lots, and such transfer shall be made without unreasonable delay under such contract arrangements as such connecting companies may make, or under such rules as the board of railroad and warehouse commission may prescribe as hereinafter provided in this act.] Less than car load lots shall be transferred into the connecting railway's cars at cost, which shall be included in and made a part of the joint rate adopted by such railway companies, or established as provided by this act. When shipments of freight to be transported between different points within this state are required to be carried by two or more railway companies operating connecting lines, such railway companies shall transport the same at reasonable through rates, and shall at all times give the same facilities and accommodations to local or state traffic as they give to interstate traffic over their lines of road.

(c). In the event that said railway companies fail to establish through joint rates or fail to establish and charge reasonable rates for such through shipments, or fail to establish between themselves the rates and terms upon which the cars of one company shall be transferred in such through shipments from the line of one company to the other and returned, or fail to provide for the convenient and prompt transfer of such through freight from the cars of the receiving company to those of the connecting line, it shall be the duty of the railroad and warehouse commission of this state, and said commission is hereby directed, upon the application of any person or persons interested, to establish reasonable joint rates for the shipments of freight and cars over any two or more connecting lines of railroad in this state, and to prescribe the reasonable rules under which any such cars so transferred shall be returned; and in establishing, changing or revising any such rates they shall take into consideration the average of rates charged by said railway companies operating such connecting lines for joint interstate shipments for like distances. The rates established by said commission shall go into effect within ten days after the same are promulgated by said commission, and from and after that time the schedule of rates so established shall be prima facie evidence in all the courts of this state that such rates are reasonable through rates for the transportation of freight and cars upon the railroads for which such schedules have been fixed.

Railroads failing to establish rates, etc., railroad commission to do so.

(d). Before the promulgation of such rates or rules as above provided, the railroad and warehouse commission shall notify the railroad companies interested in the schedule of joint rates fixed by them, and they shall give said railroad companies a reasonable time thereafter to agree upon a division of the charges provided for in such schedule; and in the event of the failure of the railway companies to agree upon such a division and to notify the board of such agreement, said commission shall, after a hearing of the companies interested, decide the same, taking into consideration the value of terminal facilities and all the circumstances of the haul, and the division so determined by the commission shall in all controversies or suits between the railroad companies interested be prima facie evidence of the just and reasonable division of such charges.

Before final action railroads to be notified.

(e). Every unjust and unreasonable charge for the transportation of freight and cars over two or more railroads in this state is hereby prohibited and declared to be unlawful, and every company or person violating the provisions of this section shall be subject to the penalties prescribed in section twelve of the original act to which this act is amendatory.

Unjust and unreasonable charges unlawful.

(f). Nothing herein contained shall be construed as requiring any railroad company to send its cars over the line of railroad of another company when its own line

Railroads connecting with two or more lines reaching same point.

of railroad runs to and reaches the point of destination or the point of connection with another railroad on which such point of destination is located, or to use its track or terminal facilities at terminal points for the handling of cars or traffics of another or competing company; provided, that in no case shall the charge for transportation exceed the established through joint rates between any two points.

Common law liability not to be limited by differing classification.

(g). Whenever any property is received by any common carrier subject to the provisions of this act to be transported from one place to another within this state, it shall be unlawful for such common carrier to limit in any way, except as stated in its classification schedule hereinafter provided for, the common law liability with reference to such property while in its custody as a common carrier; such liability must include the absolute responsibility of the common carrier for the acts of its agents in relation to such property.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved April 17, 1893.

H. F. No. 518.

## CHAPTER 109.

Weights and measures.

*An act to amend section nine of chapter twenty-one of the general statutes of eighteen hundred and seventy-eight, as amended by chapter twenty-two of the general laws of eighteen hundred and eighty-seven, relating to weights and measures.*

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

Amending general laws of 1887, chap. 22.

SECTION 1. That section nine of chapter twenty-one of the General Statutes of one thousand eight hundred and seventy-eight, as amended by chapter twenty-two of the General Laws of one thousand eight hundred and eighty-seven, be and the same is hereby amended so as to read as follows:

Legal weights of produce.

Section 9. Whenever any of the following articles shall be contracted for or sold or delivered, and no special contract or agreement shall be made to the contrary, the weight per bushel shall be as follows, to-wit: Apples, green, fifty pounds; apples, dried, twenty-eight pounds; beans, sixty pounds; barley, forty-eight pounds; buckwheat, fifty pounds; beets, fifty pounds; blue grass seed, fourteen pounds; blueberries, forty-two pounds; broom corn seed, fifty-seven pounds; corn, shelled, fifty-six pounds; corn in ear, seventy pounds; clover seed, sixty pounds; carrots, forty-five pounds; charcoal, twenty pounds; cranberries, thirty-six pounds; currants, forty pounds; gooseberries, forty pounds; hemp seed, fifty pounds; Hungarian grass seed, forty-eight pounds; millet, forty-eight pounds; oats, thirty-two pounds; onions, fifty-