

CHAPTER 381—S. F. No. 217.

An Act to amend section No. 733 of the Revised Laws 1905, relating to vacation of village streets and alleys.

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

What land may be vacated.—Section 1. That section No. 733 of the Revised Laws of 1905, relating to vacating streets and alleys be amended so as to read, as follows:

Section 733. On petition of a majority of the owners of land abutting on any street or alley or any part thereof, in any village, the council may by resolution vacate the same or any part thereof, if it shall appear for the interest of the public so to do, first giving one week's published and posted notice of a hearing to be had thereon. A certified copy of such resolution may be filed for record with the register of deeds.

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

Approved April 22, 1909.

CHAPTER 382—S. F. No. 237.

An Act requiring railroads to provide suitable cabooses on freight trains.

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

Size of caboose and conveniences designated.—Section 1. It shall be unlawful for any person, corporation or company operating any railroad in the state of Minnesota, to require or permit the use of any caboose cars unless said caboose cars shall be at least twenty-four feet in length, exclusive of platforms, and shall be provided with a door at each end thereof and with suitable water closets, cupolas, platforms, guard rails, grab irons and steps for the safety of persons in alighting or getting on said caboose cars and said caboose cars shall be equipped with at least two four-wheeled trucks.

Violation a misdemeanor.—Sec. 2. Any person, corporation or company operating any railroad in the state of Minnesota violating any of the provisions of this act shall be guilty of a misdemeanor, and upon conviction thereof shall be liable for a penalty of not less than ten dollars nor more than fifty dollars for each offense, and the use of any one caboose car prohibited in section 1 of this act shall constitute a separate offense for every day or part of a day so used, and such penalty shall be recovered in a suit brought in the name of the state of Minnesota in any

court having jurisdiction thereof, in any county in or through which such line of railroad may run, by the attorney general of the state or under his direction, or by the county attorney in any county in or through which such line of railroad may be operated. All fines and penalties recovered by the state under this act shall be paid into the treasury of the state of Minnesota.

Sec. 3. This act shall take effect and be in force from and after January 1st, 1911.

Approved April 22, 1909.

CHAPTER 383—S. F. No. 249.

An Act to amend chapter 220 of the General Laws of 1905, entitled "An Act relating to the addition of territory to all incorporated cities containing ten thousand (10,000) inhabitants or less;" and making the same applicable to all villages.

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

Chapter 220, General Laws 1905, applicable to villages.—Section 1. That section one (1) of chapter two hundred twenty (220) of the General Laws of nineteen hundred and five (1905) be amended so as to read as follows:

"Section 1. That whenever the majority of the owners of any property which has been platted into lots and blocks or outlots, or the owner of any tract, piece or parcel of land abutting upon any incorporated city or village having ten thousand (10,000) inhabitants or less, whether such city or village is incorporated under general or special laws, shall petition the city or village council to have such property annexed to the city or village, the city or village council may by ordinance declare the same to be an addition to such city or village and thereupon such territory shall become a part of such city or village as effectually as if it had been originally a part thereof."

Duty of village council—Supplementary act.—Sec. 2. That section two (2) of chapter two hundred twenty (220) of the General Laws of nineteen hundred five (1905) be amended so as to read as follows:

"Section 2. It shall be the duty of the council of any city or village adding territory under this act to cause a certified copy of the ordinance aforesaid to be recorded and filed in the office of the register of deeds of the county in which such city or village is located in the same manner as city or village charters are filed and recorded under the general laws of this state. *Provided*, that this act shall be construed to be supplementary to any other