

3. The land commissioner of the state shall fairly select and certify to the governor for patent as early as practicable a list of swamp lands, as hereinbefore provided, whereupon the governor shall deed and convey the list so certified to the Northern Pacific Railway Company.

4. The Northern Pacific Railway Company shall within thirty (30) days after the passage and approval of this act file in the office of the said land commissioner its written acceptance of the terms and conditions hereby imposed.

Limit of acceptance

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved April 10, 1901.

CHAPTER 194.

S. F. No. 113.

An act preventing and restraining operations of pools, trusts and conspiracies.

Trusts, pools and conspiracies.

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

SECTION 1. Every pool, trust, agreement, combination, confederation or understanding, conspiracy or combination entered into or created or organized by any corporation organized under the laws of this or any other state, or any partnership or individual or other association of persons whatsoever with any other corporation, partnership, individual or any other person or association of persons to regulate, control or fix the price of any article or articles of manufacture, mechanism, merchandise, commodity, convenience or repair, or any product of mining of any kind or class, or any article or thing of any class or kind bought and sold or to maintain said price or prices when so regulated, determined or fixed, and all agreements, combinations, confederations or conspiracies or pools made, created, entered into or organized by any corporation, partnership, individual or association of individuals to fix the amount or limit the quantity of any article or thing whatsoever, or of any article of manufacture, mechanism, commodity, convenience or repair, or any product of any class or kind of mining, are hereby declared illegal. If any two or more persons or corporations, who are engaged in buying or selling any article of commerce, manufacture, mechanism, merchandise, commodity, convenience, repair, any product of mining or any article or thing whatsoever, shall enter into any pool, trust, agreement, combination, confederation, association or understanding to control or limit the trade in any such article or thing;

Declared illegal.

Boycotting a violation of act.

or to limit competition in such trade by refusing to buy from or sell to any other person or corporation any such article or thing aforesaid for the reason that such other person or corporation is not a member of or party to such pool, trust, combination, confederation, association or understanding; or shall boycott or threaten any person or corporation for buying from or selling to any other person or corporation who is not a member of or a party to such pool, trust, agreement, combination, confederation, association or understanding; any such article or thing aforesaid, it shall be a violation of this act.

Jurisdiction
in district
courts.

SEC. 2. The several district courts of this state are hereby invested with jurisdiction to prevent and restrain any corporation, partnership, individual or association of individuals from entering into any combination, pool, agreements in the forms of trusts, confederation, conspiracy or understanding, declared illegal by this act or any other law of this state relative to pools, trusts, conspiracies and unlawful combinations. And it shall be the duty of the attorney general and of the county attorneys of each county to institute proceedings in equity or law to prevent and restrain all violations of this act and of any other law concerning pools, trusts and conspiracies and unlawful combinations. Such proceedings may be by way of petition, setting forth the case and praying that such violation be enjoined or otherwise prohibited. When the parties complained of shall have been duly notified of such petition the court shall proceed as soon as may be to the hearing and determination of the case, and pending such petition and before final decree the court may at any time make such temporary restraining order or prohibition as shall be deemed just in the premises.

Subpoenas
and
summons.

SEC. 3. Whenever it shall appear to the court before which any such proceeding under this act may be pending that the ends of justice require that other parties should be brought before the court, and the court may cause them to be summoned, whether they reside in the district in which the court is held or not; and subpoenas and summons may be in proceedings under this act served by the sheriff of any county in any place in this state and the same shall be valid.

Damages
to injured
persons.

SEC. 4. Any person injured in his business or property by any other person or corporation by reason of anything forbidding or declared to be unlawful by this act may sue therefor in any district court in this state in which the plaintiff resides, subject to change of venue as in other cases provided, and shall recover threefold

the damages by him sustained and the cost of suit, including a reasonable attorney's fee.

SEC. 5. It is hereby expressly declared be the intent of this act not to repeal any former act or part thereof on the subject of pools, trusts, conspiracies and unlawful combinations, and except the same be in direct and irreconcilable conflict herewith and is hereby declared to be the only expressed purpose of this act to provide an additional remedy for the control and restraint of pools, trusts and conspiracies in restraint of trade and unlawful combinations.

Former
trust acts
not re-
pealed.

SEC. 6. That labor organizations shall not be termed trusts under this act.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved April 10, 1901.

CHAPTER 195.

S. F. No. 172.

An act to license and regulate all persons running and operating passenger elevators in cities of this state having a population of over fifty thousand (50,000).

Passenger
elevators.

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

SECTION 1. No person shall hereafter run or operate any passenger elevator in any city having a population of over fifty thousand (50,000) of this state until he shall have been duly registered and licensed to run passenger elevators as hereinafter provided.

License
to run
elevators.

SEC. 2. Before any person shall hereafter engage in running or operating any passenger elevator in any city of this state having a population of over fifty thousand he shall register his name and place of residence with the building inspector, or if none, the city engineer of said city, in a book to be provided and kept by said building inspector, or if none, the city engineer for that purpose, and shall submit to an examination by and before said building inspector, or if none, the city engineer, at a time and place fixed in a notice published in the official newspaper of the city at least ten days before the hearing, as to his age and knowledge of the mechanical construction and principal parts of passenger elevators and as to his practical experience in operating the same and his ability and competency to properly operate such passenger elevator and machinery, and shall make an application to said building inspector, or if none, the city

Qualifica-
tions re-
quired.