

SEC. 3. The bonds and interest coupons attached shall be signed by the chairman of the board of county commissioners, and attested by the auditor and sealed with his official seal, and made payable at such place within the state as the said board may determine.

The auditor shall keep a record of all bonds issued under the provisions of this act, which record shall show the date, number and amount of each bond, the rate of interest, the time when due, the place where payable, and the name of the party to whom issued.

Record by
auditor.

SEC. 4. The board of county commissioners shall annually after the date of issuance of said bonds, levy a tax upon the taxable property of said county, in addition to all other taxes levied, sufficient to pay the interest accruing yearly upon the bonds issued in pursuance of this act, and when any of the principal is about to become due, it shall in like manner levy a sufficient amount of taxes to pay such principal when due.

Annual
tax levy.

SEC. 5. The board of county commissioners shall have authority to negotiate said bonds, but for not less than their par value.

SEC. 6. The board of county commissioners of any county issuing such bonds shall use the proceeds thereof for the purpose of building a county court house in such county, and for no other purpose.

SEC. 7. The powers by this act conferred are additional to all other powers conferred by law.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved April 14, 1905.

CHAPTER 176.

S. F. No. 508.

An act giving to the railroad and warehouse commission jurisdiction over freight rates and classifications, and power to inspect books of all common carriers in this state.

Additional
power to
R. & W.
Commission.

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

SECTION 1. All common carriers subject to the laws of this state shall have the right in the first instance to prescribe and publish, as required by law, all classifications and tariffs, rates and charges, together with rules governing the same, including minimum weights for the transportation of any freight articles between points or

Tariffs
and rates.

stations in the State of Minnesota; this act shall include all terminal and switching charges. There shall be but one classification, which shall be uniform on all the railroads in this state, and shall govern in all state commerce.

SEC. 2. In addition to the present requirements for publishing tariffs, rates, charges and classifications, all common carriers in this state shall, whenever any new tariff or classification or any amendment to any tariff or classification is published either by itself or the commission, post in a conspicuous place in every depot where the public would be affected, a notice printed in large, legible type, stating that changes have been made, indicating upon what articles or commodities, and where the new tariff, classification or amendment may be seen.

Post in
depots.

SEC. 3. The schedule of rates and charges for the transportation of freight and cars, together with the classification of such freights, minimum weights and rules now in effect, and all rates, charges and classifications published by any common carrier after the passage of this act shall be deemed just and reasonable and shall not be changed except upon the order of or by the written consent of the railroad and warehouse commission, hereafter called the commission. The terms of this act shall also apply to all schedules of rates and charges published by two or more common carriers jointly.

Written
consent of
commission.

Exemptions.

SEC. 4. Nothing in this act shall apply to the carriage, storage or handling by any common carrier, of property free or at reduced rates, for the United States or the State of Minnesota, or for any municipal government or corporation within the state, or for any church, religious society or charitable purpose, or to or from fairs or expositions, or for stock breeding purposes, or for carrying seed grain.

Application
to change
rates.

SEC. 5. Any common carrier desiring to change or discontinue any published rate, charge or classification, minimum weight or rule governing the same to which it is a party, shall make application to the commission in writing, stating the changes in rules, rates, charges or classifications desired, giving the reasons for such change. Upon receiving such application, the commission shall fix a time and place for hearing, and give such notice to interested parties as it shall deem proper and reasonable, and after hearing all the evidence offered, if the commission find that it is reasonable, fair and just to both shippers and carriers that the change should be allowed

as asked for, it shall grant the application; otherwise, it shall deny the same, or may grant the same in a modified form. *Passenger rates are not affected by this act.*

SEC. 6. Upon the application of any carrier or carriers to the railroad and warehouse commission, stating that they desire to put in an emergency rate for the protection of the interests of such carrier or shippers, the commission may before such rate is established and without the notice and hearing required by section five, authorize the restoration of the rates existing at the time of such application and fix the time within which such restoration may be made, and the time so fixed may be extended in the discretion of the commission as the circumstances of the case may require. Nothing in this act shall be held in any way to limit or modify the rights and powers of the commission to investigate, inquire into, prescribe and publish what it may deem to be just and reasonable rates, charges and classifications to govern common carriers in this state.

Emergency rates.

SEC. 7. Any common carrier violating any of the provisions of sections 2, 3 and 5 of this act, shall be subject to a penalty of one hundred dollars for each and every day such violation shall continue, to be recovered in a civil action in the name of the State of Minnesota by the attorney general.

Violations and penalty.

SEC. 8. It is hereby made the duty of the commission to keep itself informed as to whether common carriers in this state are granting rebates or in other particulars are failing to comply with the laws of this state. For this purpose power is hereby conferred on the commission or its agent to at any proper time make thorough and full examination of all books, vouchers, papers and accounts of any and all common carriers of this state. Any officer, agent or employe of any railroad company in charge of such books, vouchers, papers and accounts who shall fail or refuse to submit the same for examination of the commission or its agent, shall be guilty of misdemeanor. The provisions of this section shall in no way interfere with the duties of the public examiner.

Rebates.

Misdemeanor.

SEC. 9. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved April 14, 1905.