

CHAPTER 232—H. F. No. 1190.

07 C 232
09 - - 136

An Act relating to railroad freight rates in the State of Minnesota, and defining certain duties of the railroad and warehouse commission.

C 232	
133-M	- 93
133-M	- 415
157-NW	896
158-NW	627
160-NW	688

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

Classification of commodities.—Section 1. For the purposes of this act the commodities hereinunder named are classified as follows: Wheat, flaxseed, broom corn seed, hemp seed, millet seed, popcorn, castor beans, Hungarian seed, buckwheat, buckwheat flour, potato flour, wheat flour, prepared flour and all uncooked grain or cereal products manufactured from wheat, shall constitute class eleven (11); corn, oats, rye, barley, alfalfa feed, alfalfa meal, bran, brewers' grits, brewers' meal, brewers' refuse (dry), chopped feed other than wheat chops, corn flour, corn meal, cotton seed cake, cotton seed hulls, cotton seed meal, gluten feed, gluten meal, grain screenings, hominy feed, kafir corn, linseed cake, linseed meal, middlings, shorts, sorghum seed, speltz, wild mustard seed, oat groats, rolled oats, oat dust, oat hulls, oatmeal, rolled rye, rye flour, malt, pearl barley and all uncooked grain or cereal products manufactured from corn, oats, or rye shall constitute class twelve (12); lumber, lath, shingles, sash doors and blinds shall constitute class thirteen (13); sheep (when carried in double-decked cars) and cattle shall constitute class fourteen (14); sheep (when carried in single decked cars) and hogs shall constitute class fifteen (15); hard coal shall constitute class sixteen (16); soft coal shall constitute class seventeen (17.)

Maximum rates.—Sec. 2. The following are hereby established and declared to be the reasonable maximum rates to be charged by railroad companies as common carriers of property in the State of Minnesota for the transportation, in carload lots, of the commodities belonging to the classes named in section one (1) of this act, between stations in the State of Minnesota, for the distances named in the following schedule, to-wit:

Rate for Commodities in Classification No. 17 in Dollars and Cents per Ton.	Rate for Commodities in Classification No. 16 in Dollars and Cents per Ton.	Rate for Commodities in Classification No. 15 in Cents per 100 pounds	Rate for Commodities in Classification No. 14 in Cents per 100 pounds	Rate for Commodities in Classification No. 13 in Cents per 100 pounds	Rate for Commodities in Classification No. 12 in Cents per 100 pounds	Rate for Commodities in Classification No. 11 in Cents per 100 pounds	Distance in Miles
.44	.54	4.9	4.4	2.7	2.7	2.7	5
.49	.62	5.5	5.	3.3	2.8	3.3	10
.51	.63	6.3	5.5	3.8	3.4	3.8	15
.52	.65	6.8	6.3	4.4	3.8	4.4	20
.54	.69	7.6	6.7	5.4	4.	4.6	25
.57	.70	8.3	7.4	5.6	4.2	4.8	30
.58	.72	9.	7.9	5.8	4.5	5.	35
.59	.74	9.7	8.6	6.	4.6	5.2	40
.61	.75	10.3	9.2	6.3	4.8	5.4	45
.62	.77	11.	9.8	6.5	5.	5.7	50
.64	.81	11.3	10.	6.8	5.1	5.9	55
.65	.83	11.5	10.2	7.	5.3	6.1	60
.69	.85	11.8	10.5	7.4	5.5	6.3	65
.70	.87	12.	10.7	7.5	5.8	6.5	70
.72	.89	12.3	10.9	7.7	6.	6.7	75
.74	.93	12.5	11.1	8.1	6.2	7.	80
.75	.95	12.7	11.3	8.3	6.3	7.2	85
.77	.97	13.	11.5	8.5	6.5	7.4	90
.80	.99	13.3	11.8	8.7	6.7	7.6	95
.82	1.01	13.5	12.	9.	7.	7.8	100
.83	1.04	13.7	12.2	9.2	7.	7.9	105
.84	1.06	13.9	12.4	9.3	7.	8.1	110
.85	1.07	14.3	12.6	9.4	7.2	8.2	115
.86	1.08	14.5	12.8	9.4	7.2	8.2	120
.87	1.10	14.7	13.	9.5	7.3	8.3	125
.88	1.11	14.9	13.3	9.6	7.4	8.4	130
.92	1.12	15.3	13.5	9.8	7.4	8.5	135
.93	1.16	15.5	13.7	9.8	7.5	8.5	140
.94	1.17	15.7	13.9	9.9	7.6	8.6	145
.95	1.19	15.9	14.2	10	7.6	8.7	150

Distance in Miles	Rate for Commodities in Classification No. 11 in Cents per 100 pounds		Rate for Commodities in Classification No. 12 in Cents per 100 pounds		Rate for Commodities in Classification No. 13 in Cents per 100 pounds		Rate for Commodities in Classification No. 14 in Cents per 100 pounds		Rate for Commodities in Classification No. 15 in Cents per 100 pounds		Rate for Commodities in Classification No. 16 in Dollars and Cents per Ton.	
	Classification No. 11 in Cents per 100 pounds	Rate for Commodities in Classification No. 11 in Cents per 100 pounds	Classification No. 12 in Cents per 100 pounds	Rate for Commodities in Classification No. 12 in Cents per 100 pounds	Classification No. 13 in Cents per 100 pounds	Rate for Commodities in Classification No. 13 in Cents per 100 pounds	Classification No. 14 in Cents per 100 pounds	Rate for Commodities in Classification No. 14 in Cents per 100 pounds	Classification No. 15 in Cents per 100 pounds	Rate for Commodities in Classification No. 15 in Cents per 100 pounds	Classification No. 16 in Dollars and Cents per Ton.	Rate for Commodities in Classification No. 16 in Dollars and Cents per Ton.
155	8.8	7.7	10.1	14.4	16.2	1.20	.96					
160	8.8	7.8	10.1	14.6	16.4	1.22	.98					
165	9.	7.9	10.4	14.8	16.7	1.24	1.00					
170	9.	7.9	10.4	15.	16.9	1.29	1.01					
175	9.1	8.1	10.6	15.3	17.2	1.31	1.05					
180	9.1	8.1	10.6	15.5	17.4	1.33	1.07					
185	9.3	8.2	10.7	15.7	17.6	1.35	1.09					
190	9.4	8.3	10.8	15.9	17.9	1.37	1.10					
195	9.5	8.3	10.9	16.1	18.2	1.42	1.12					
200	9.6	8.4	11.	16.3	18.4	1.44	1.16					
210	9.7	8.5	11.1	16.6	18.6	1.48	1.19					
220	9.8	8.6	11.2	16.8	18.8	1.54	1.22					
230	9.9	8.7	11.4	17.	19.1	1.58	1.28					
240	10.	8.8	11.6	17.2	19.4	1.63	1.31					
250	10.2	8.9	11.8	17.4	19.6	1.68	1.34					
260	10.3	9.1	11.9	17.6	19.8	1.72	1.37					
270	10.5	9.3	12.	17.9	20.2	1.78	1.42					
280	10.6	9.4	12.2	18.1	20.4	1.82	1.46					
290	10.8	9.5	12.4	18.3	20.6	1.87	1.49					
300	10.9	9.6	12.5	18.5	20.8	1.92	1.54					
310	11.	9.7	12.6	18.7	21.1	1.94	1.56					
320	11.1	9.8	12.8	19.	21.4	1.96	1.57					
330	11.2	9.9	12.9	19.2	21.6	1.99	1.59					
340	11.3	9.9	13.1	19.4	21.8	2.02	1.60					
350	11.4	10.	13.2	19.6	22.1	2.04	1.63					
360	11.5	10.1	13.3	19.8	22.3	2.06	1.66					
370	11.7	10.2	13.4	20.	22.6	2.08	1.67					
380	11.8	10.3	13.5	20.3	22.8	2.11	1.69					
390	11.9	10.5	13.6	20.5	23.1	2.13	1.70					
400	12.	10.6	13.7	20.7	23.3	2.16	1.72					

Sec. 3. When the exact distance which a commodity is transported is not given in the foregoing schedule, the carrier may charge the rate specified in the said schedule for the next greater distance. In order to constitute a carload, within the meaning of this act, the weight of the commodities in any one car shall be at least as follows: Class eleven (11) and class twelve (12), twenty-four thousand (24,000) pounds; class thirteen (13), twenty thousand (20,000) pounds; class fourteen (14), nineteen thousand (19,000) pounds; class fifteen (15), fifteen thousand (15,000) pounds; classes sixteen (16) and seventeen (17), thirty thousand (30,000) pounds.

Sec. 4. No railroad company, which is a common carrier of property within the State of Minnesota, shall charge, take or receive any greater sum for carrying within this state, between stations therein, any of the commodities named in this act than the respective amounts set forth and provided in section two of this act for the respective distances therein named.

Sec. 5. This act shall not in any manner affect the power or authority of the railroad and warehouse commission, except that no duty shall rest upon the railroad and warehouse commission to enforce any rates specifically fixed by this or any other statute of this state. Whenever, in a proceeding regularly pending before the railroad and warehouse commission, it shall be made to appear to the satisfaction of said commission that the rates herein prescribed are unreasonable, it may, by order, fix higher or lower rates for the transportation of any of the commodities herein mentioned over the line of any railroad in this state, and such rates, when so fixed shall supersede the rates herein prescribed upon said line of railroad, and shall be enforced as prescribed by the law relating to such orders, but until such order shall have been made by said railroad and warehouse commission the rates herein prescribed shall be the exclusive legal maximum rates for the transportation of the commodities herein enumerated between points within this state.

Sec. 6. Every railroad company transacting the business of a common carrier within this state shall adopt and publish and put into effect rates not exceeding the charges specified herein for the transportation by it between stations upon its line of road in this state of the commodities named in this act; and every officer, director, traffic manager or agent or employe of such railroad company, exercising any authority, or being charged with any duty in establishing freight rates

for such railroad company, shall cause the adoption, publication and use by such railroad company of rates not exceeding those specified in this act; and any officer, director, or such agent or employe of any such railroad company who violates any of the provisions of this section, or who causes or counsels, advises or assists any such railroad company to violate any of the provisions of this section, shall be guilty of a misdemeanor, and may be prosecuted therefor in any county into which its railroad extends and in which it has a station, and upon conviction thereof be punished by imprisonment in the county jail for a period not exceeding ninety days.

Sec. 7. If, at the time of the taking effect of this act, any railroad is maintaining a rate between any two stations in this state that is less than the rate herein prescribed for the same distance, this act shall not be construed as authorizing the raising of such rate.

Sec. 8. This act shall take effect and be in force from and after June 1st, 1907.

Approved April 18, 1907.

CHAPTER 233—H. F. No. 15.

An Act providing for the erection of a monument to the First Minnesota battery at Shiloh, and designating a commission for the same

Whereas, the legislature of the State of Minnesota has made an appropriation of five thousand dollars, as appears in subdivision 62, section 15, chapter 337, of the General Laws of 1905, "for the erection of a monument at Shiloh for the commemoration of the First Minnesota battery," but has designated no agency for the prosecution of said work, it is, therefore, hereby

Enacted by the Legislature of the State of Minnesota:

Commission designated.—Section 1. That L. F. Hubbard, C. C. Andrews and Henry S. Hurter, be designated a commission to select a design for and secure the erection of a suitable monument upon the field of Shiloh, which shall properly commemorate the service of the First Minnesota