

and from the United States; the amount of such land sold and the average price received per acre; the amount unsold and its average appraised value per acre; information in regard to rates and regulations concerning fares and freights; agreements, arrangements or contracts with express, telegraph, sleeping and dining car companies, fast freight lines, and other common carriers, with copies of such contracts, agreements or arrangements; and such other matters as the commission may require, and the commission may prescribe a uniform system of accounts and the manner of keeping the same, and may designate from time to time to what account any items shall be charged. Any such carrier failing to comply with the provisions of this section, or with any order of the commission made thereunder shall forfeit, for each day's default, one hundred (\$100) dollars, to be recovered in a civil action in the name of the state.—(97 c. 284).

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

Approved April 25, 1907.

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#### CHAPTER 411—S. F. No. 756.

*An Act to define the rights of purchasers of state lands and the rights of persons holding mineral permits or leases therein.*

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

**Lease—entry.**—Section 1. In all cases where state lands have been heretofore, or may hereafter be sold pursuant to the provisions of law, upon which minerals have been reserved, the holder of any mineral permit or lease, subsequently issued thereon, may nevertheless enter upon the same and prospect thereon thereunder.

**Damages.**—Sec. 2. Before entering upon the same he shall pay or secure to the owner of such lands all damages which may arise therefrom, and the same may be determined either by mutual agreement or, if the interested parties cannot agree, then the holder of such mineral permit or lease may, in the name of the State of Minnesota, institute proceedings to condemn the same, in accordance with the general provisions of chapter 41, Revised Laws 1905, or amend-

ments thereto; *provided*, that the State of Minnesota shall bear no part of the cost of such proceedings, nor pay any part of the damages awarded therein.

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

Approved April 25, 1907.

1907 C 412  
129-NW 377

1907 C 412  
113-M - 237

C 412  
85 - - 8  
117-M - 324  
136-NW 402  
Supp. 4775<sup>a</sup>

11-239  
CHAPTER 412—S. F. No. 759.

*An Act to authorize the creation of water, light, power and building commissions in all cities and villages having a population less than ten thousand in the State of Minnesota.*

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

**Board—how created.**—Section 1. There may be created in every city and village in the State of Minnesota having a population of less than ten thousand inhabitants, a water, light, power and building commission, with powers and duties as hereinafter provided.

**Population—how determined.**—Sec. 2. In determining the population of any such municipality, the last census taken therein and by authority of the State of Minnesota shall be conclusive as to the population thereof, for the purpose of this act.

**Appointment—term.**—Sec. 3. Said commission shall consist of three members and shall be appointed by the common council of said city or village, as the case may be, and when first created one shall be appointed for the term of one year, one for the term of two years, and one for the term of three years, and all said commissioners shall hold their office until their successors are appointed and qualified by subscribing to an oath that he will faithfully and impartially perform the duties of this office.

**President—how appointed.**—Sec. 4. There shall be appointed each year thereafter by the said council one member of the said commission whose term of office shall be for three years, and each member of said commission shall be president of said commission during the last year of the term for which he is appointed.