

law providing for the annexation of territory to villages and cities of less than 10,000 population, and not as repealing such law."

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

Approved April 22, 1909.

CHAPTER 334—S. F. No. 266.

An Act to amend section 2087 of the Revised Laws of 1905, as amended by chapter 230 of the General Laws of 1907.

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

Form of receipt.—Section 1. That section 2087 of the Revised Laws of 1905 as amended by chapter 230 of the General Laws of 1907 be and the same is hereby amended to read as follows:

Section 2087. Storage—Duties of warehouseman—Receipts—Every public warehouseman shall receive for storage and shipment, so far as the capacity of his warehouse will permit, all grain in a suitable condition for storage tendered him in the usual course of business without discrimination of any kind. A warehouse receipt shall be issued to the party delivering the grain, which shall state the place and date when the grain was received, the name and residence of the owner of the grain, the kind and grade of the grain, the gross weight, dockage and net weight of the grain as per Minnesota standard weight, and in addition thereto such receipt shall contain, either on its face or reverse side, the following specific warehouse and storage contract: "This grain is received, insured and stored under the following conditions: The maximum charges for receiving, insuring, handling, storing fifteen days and delivering grain is two cents per bushel. Storage after the first fifteen days, one-half cent per bushel for each fifteen days or part thereof, for the first three months; after that one-half cent per bushel for each thirty days or part thereof. If grain is cleaned at owner's request, one-half cent per bushel. This grain has been received and stored with grain of the same lawful grade. Upon the return of this receipt and payment or tender of stated lawful charges accrued up to the time of said return of this receipt, the above amount, kind and grade of grain will be delivered within the time prescribed by law to the person above named, or his order, either from this warehouse, or if the owner so desires, in quantities not less than a carload on track at any terminal point upon the same line of railway within this state, designated by said

owner, where state inspection and weighing is in force, the grade and weight thereof to be determined by state inspection and weighing as provided by law."

Attached to the receipt shall be a stub record stating number and date of receipt and the gross weight, dockage and net weight; such stub record to remain in the possession of the warehouseman for inspection by the commission or interested parties. The receipts shall be consecutively numbered and delivered to the owner immediately upon receipt of each lot or parcel of grain giving the true and correct grade and weight thereof.

Any provision or agreement in such receipt not contained in the aforesaid specific warehouse and storage contract shall be void.

The failure to issue such receipt as directed, or the issuance of slips, memoranda or any other form of receipt embracing a different warehouse or storage contract, shall be deemed a misdemeanor, and no such slip, memoranda, or other form of receipt shall be admissible in evidence in any civil action.

What printed receipt shall substantially contain.—Sec. 2. There may be printed on such storage receipts a receipt to be executed in case such storage receipt is purchased by such warehouseman, such receipt to be executed in the presence of the owner of such storage receipt and signed by him, and the warehouseman shall also record such purchase as to the total amount paid and the amount paid per bushel on the stub record of his storage receipt book. Such receipt shall be in substantially the following language and form:

Received from.....Elevator Company.....dollars and storage, in full payment for the grain represented by this storage receipt. Gross price.....cents, storage.....cents, net price.....cents. All blank spaces in this receipt were filled in before the same was signed by me, and I hereby certify that I am the owner of the grain for which this receipt was issued and that there are no liens, chattel mortgages or other claims against the grain represented by this receipt.

Signed.....
Owner.

Date.....19....

Provided, that nothing in this section contained shall be construed to affect in any manner the conditions of the storage contract specified in section 1 of this act.

Sec. 3. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 22, 1909.