

Minnesota, in any court having jurisdiction thereof, in any county in or through which such line of railroad may run, by the attorney general of the state or under his direction, or by the county attorney in any county in or through which such line of railroad may be operated. All fines and penalties recovered by this state under this act shall be paid into the treasury of the state of Minnesota. *Provided*, that nothing in this act contained shall apply to locomotives, tenders, cars or similar vehicles or trains when the height of the draw bars on such locomotives, tenders, cars, similar vehicles or trains does not exceed twenty-five inches in height or any of which are in actual use in interstate commerce.

Sec. 10. It shall be the duty of the railroad and warehouse commission to have this law enforced.

Sec. 11. The amendments to this act shall take effect and be enforced from and after July 1st, 1909.

Approved April 24, 1909.

CHAPTER 489—H. F. No. 849.

An Act to authorize cities in the State of Minnesota, now or hereafter having a population of more than fifty thousand inhabitants, to issue bonds for the purpose of aiding in the construction of main sewers.

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

Common council to issue \$200,000 bonds.—Section 1. Any city in this state now or hereafter having a population of more than fifty thousand inhabitants, in addition to all the powers now possessed by such city, is hereby authorized and empowered, acting by and through the common council or city council of such city, by ordinance or resolution duly enacted or passed by an affirmative vote of not less than two-thirds of all members elect of such common council or city council, to issue and sell the bonds of such city to an amount not exceeding two hundred thousand dollars (\$200,000) par value, for the purpose of aiding in defraying the expense of constructing main sewers in such city.

Provided, no such bonds shall be issued or sold unless the ordinance or ordinances authorizing their issuance and sale shall have been duly passed and enacted by the common council prior to the 1st day of January, 1911.

How issued and sold.—Sec. 2. The bonds authorized by section one (1) of this act, or any portion thereof, may be issued and sold by any such city, notwithstanding any limitation contained in the charter of such city or in any law of this state prescribing

or fixing any limit upon the bonded indebtedness of such city but the full faith and credit of any such city shall at all times be pledged for the payment of any bonds issued under this act for the payment of the current interest thereon, and the common council or city council of such city shall each year include in the tax levy a sufficient amount to provide for the payment of such interest as it accrues, and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Bonds not to run longer than thirty years at four per cent.—
Sec. 3. No bonds shall be issued by any such city for the purposes hereinabove mentioned to run for a longer term than thirty years, or bearing a higher rate of interest than four per cent per annum, but the place of payment of the principal and interest thereon and the denominations in which the same shall be issued shall be such as may be determined upon by the common council or city council and may be in the form of coupon bonds or registered certificates, so-called.

All of said bonds shall be signed by the mayor, attested by the city clerk and countersigned by the city comptroller of the city issuing the same, and shall be sealed with the seal of such city, except that the signatures to the coupons attached to such bonds, if any, may be lithographed thereon, and none of said bonds shall be sold at less than their par value and accrued interest, and then only to the highest responsible bidder therefor.

This act shall not apply to any city operating under a home rule charter framed pursuant to section 36, of article 4, of the constitution of Minnesota.

Sec. 4. All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 24, 1909.

CHAPTER 490—H. F. No. 965.

An Act to amend chapter 120 of the General Laws of 1897, entitled: "An act to prescribe the bounds of senatorial and representative districts, and to apportion anew the senators and representatives among the several districts."

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

Lyon, Lincoln and Yellow Medicine to each have one representative.—Section 1. That section one (1) of chapter 120 of the General Laws of 1897, be and the same is hereby amended so as to read as follows: