

side track, the cost and expense of procuring it shall be paid by the owner of said mill or warehouse. Such company shall also construct, maintain, and operate side tracks connecting with its road any grain warehouse, mill, quarry, brick or lime kiln, or manufactory adjacent thereto, or *any municipal power plant in any municipality (including towns) in which any railroad has a station*, on such terms as may be agreed upon with the owner or fixed by the commission, on application of either party."

**Sec. 2. Railroad and warehouse commission to prescribe manner, in case of an appeal.**—Section 1983 Revised Laws of Minnesota for 1905 be amended so as to read as follows:

"Section 1983. If the owner of any manufactory, warehouse, mill, stone quarry, or brick or lime kiln, or *any city, village or town having a municipal power plant*, entitled to connection with any railroad, and the carrier operating such railroad, fail to agree upon the terms for such connection, upon petition of either party, and proper notice to the adverse party, the commission shall fix such terms by proceedings as herein provided in case of complaints to it, and subject to appeal as in such cases. *Upon such appeal the railroad and warehouse commission shall prescribe the manner and terms of the construction, maintenance and operation of the railway tracks ordered for the accommodation of any such manufactory, warehouse, mill, stone quarry, brick or lime kiln or municipal power plant.*"

Approved April 15, 1913.

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#### CHAPTER 290—S. F. No. 214

*An Act to amend Chapter 159, Laws of 1903, relating to pensions for retired and disabled policemen.*

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

**Section 1. To pension members 50 years old and over.**—Section 2 of Chapter 159, Laws of 1903, as said chapter is amended and re-enacted by Chapter 109 of the Laws of 1905, is hereby amended so as to read as follows:

"Section 2. That every paid municipal police department now existing or which may hereafter be organized may and are hereby authorized to become incorporated pursuant to the provisions of title 3, Chapter 34 of the General Statutes of Minnesota, 1894, and acts amendatory thereto, or adopt a constitution and by-laws as a relief association to provide and permit and allow said police relief association so incorporated or so organized to pay out of, and from any funds it may have received from the State of Minnesota or from any other source, a service pension in such accounts and in such manner as its articles of

incorporation or the constitution and by-laws shall so designate, not exceeding however the sum of forty (\$40.00) dollars per month to each of its pensioned members who shall have arrived at the age of *fifty (50)* years or more, and shall have done active police duty as a member of such paid municipal police department for a period of twenty (20) years or more in the police department of such city in which such relief association shall be so organized, or who having been disabled physically or mentally because of any injury received or suffered while in the performance of his duties as such police officer, so as to render necessary his retirement from active police service may be placed upon the pension list, and shall receive such pension as provided for in said articles of incorporation or constitution and by-laws, provided however that said fund shall not be used for any other purpose other than for the payment of service pensions and a disability pension as herein provided."

Sec. 2. **One-seventh of one mill to be assessed.**—Section 6 of said act is amended so as to read as follows:

"Section 6. Said association through its officers shall have full charge, management and control of the police pension fund herein provided for, which said fund shall be derived from the following sources: First, from the gifts of real estate or personal property, rents, or money or other sources. Second, an amount or sum equal to *one-seventh (1-7) of one mill* shall be annually assessed, levied and collected by the proper officers of such city where a police relief association exists, upon each dollar of each taxable property in such city as the same appears on the tax records of such city; which said sum shall by the proper officers of said city be placed to the credit of the police pension funds, and shall not be used or devoted to any other purpose other than for the purpose of the police pension fund.

Provided, however, that if at any time the fund so raised by taxation as in this section provided, together with other resources exceed the needs of said police pension board in properly carrying out the provisions of this act; then as often as this shall occur, said sum so to be raised by taxation shall be proportionately reduced to such amount as will sufficiently carry out of the provisions of this act, then there shall only be raised by taxation such part of said *one-seventh (1-7) of one mill* upon each dollar of all the taxable property in such city as shall be necessary for the proper maintenance of said fund as in this act provided."

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

Approved April 15, 1913.