

Sec. 7. This act shall take effect and be in force from and after its passage.

Approved April 18, 1921.

CHAPTER 353—H. F. No. 536.

An act to amend Section 5395, General Statutes of Minnesota 1913, relating to the exercise of the right to eminent domain.

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

Section 1. **Right of eminent domain.**—That section 5395, General Statutes of Minnesota 1913, be and the same is hereby amended so as to read as follows:

“5395. Whenever the taking of private property for any public use shall be authorized by law, it may be acquired, under the right of eminent domain, in the manner prescribed by this chapter; but nothing herein shall apply to the condemnation of property by any incorporated place whose charter provides a different mode of exercising the rights of eminent domain by it possessed, or to the taking of property under laws relating to roads and drainage when such laws themselves expressly provide for such taking and specifically prescribe the procedure connected therewith.”

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

Approved April 18, 1921.

CHAPTER 354—H. F. No. 579.

An act requiring telephone companies operating exchanges to furnish physical connections and service to telephone companies furnishing rural service.

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

Section 1. **Telephone companies required to permit physical connection.**—Whenever public convenience requires the same, every telephone company operating an exchange in any city or village shall for a reasonable compensation permit a physical connection or connections to be made and telephone service to be furnished between any telephone exchange system operated by it and the telephone line or lines owned and operated by another telephone company, serving rural subscribers located within a territory reasonably tributary to and outside of the corporate limits of the city or village in which said telephone company is operating an exchange, whenever such physical connection or connections are practicable and will not result in arrepar-

able injury to the telephone system so compelled to be connected. The term "physical connection" as used in this section shall mean such number of complete wire circuits and connections as may be required to furnish reasonable and adequate service between such telephone lines and exchanges. In case of failure of the telephone companies concerned to allow or agree upon such physical connection or connections, or the terms and conditions upon which the same shall be made, application may be made to the commission for an order requiring such connection and fixing the compensation, terms and conditions thereof, and if after investigation and hearing the commission shall find that such physical connections will not result in irreparable injury to such telephone properties, it shall by order direct that such connections be made, and prescribe reasonable conditions and compensation therefor and for the joint use thereof, and by whom the expense of making and maintaining such connection or connections shall be paid; provided, however, that the public convenience shall not be deemed to demand a connection between an exchange and any rural telephone line where by existing connections or telephone lines, adequate service is already furnished or available to the inhabitants of the territory affected. The telephone companies so connecting shall give service over the connecting line or lines without preference to or discrimination against any service or telephone company whatever.

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

Approved April 18, 1921.

CHAPTER 355—H. F. No. 614.

An act, relating to the salaries and clerk hire of clerks of courts in certain counties.

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

Section 1. Salary and clerk hire of clerk of court in certain counties.—In each county of this state now or hereafter containing more than sixty and less than eighty congressional townships, and which now has or may hereafter have a population of more than 45,000 and less than 75,000 inhabitants, according to the last preceding state or federal census, the clerk of the district court shall be entitled to a sum to be fixed by the board of county commissioners of such county at not to exceed twelve hundred (\$1200.00) dollars for clerk hire. Said clerk hire shall be paid monthly, for services actually rendered, upon the presentation of a certificate of the clerk of the District Court to the county auditor who shall issue to such person entitled