

Section 1. Railroad and Warehouse Commission and employes to be transported free by bus lines.—That Section 4808, General Statutes 1923, be and the same hereby is amended so as to read and be as follows:

"4808. The Railroad and Warehouse Commission and their secretary shall have the right to free transportation in the performance of their duties on all railroads and railroad trains, *and on all motor busses and bus lines and all other transportation lines of any nature or kind now or hereafter placed under the control or jurisdiction of said commission, during the full period of such control or jurisdiction*, in this state, and their experts or other agents whose service they may require shall likewise be transported free of charge."

Approved April 20, 1925.

CHAPTER 284—S. F. No. 1158.

(Sec. 1614, G. S. 1923.)

An act to amend Section 1, Chapter 217, Laws of Minnesota for 1921, entitled "An act to authorize the regulation of the location, size, and use of building in cities of the state of Minnesota now or hereafter having 50,000 inhabitants or over, and the adoption of comprehensive plans pursuant to such regulations," as amended by Chapter 364, of the Laws of Minnesota for 1923.

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

Section 1. City planning.—That Section 1, Chapter 217, Laws of Minnesota for 1921, as amended by Chapter 364, Laws of Minnesota for 1923, be and the same is hereby amended so as to read as follows:

"Section 1. That for the purpose of promoting the public health, safety, order, convenience, prosperity and general welfare, any city in the State of Minnesota now or hereafter having 50,000 inhabitants or over, acting by and through the governing body of such city, may by ordinance regulate the location, size and use of buildings, the height of buildings, the arrangement of buildings on lots, and the density of population therein, may make different regulations for different districts thereof, and may acquire or prepare and adopt a comprehensive city plan for such city or any portion thereof for the future physical development and improvement of the city, in accordance with the regulations made as aforesaid, and may thereafter alter said regulations or plan, such alterations, however, to be made only after there shall be filed in the office of the City Clerk a written consent of the owners of two-thirds of the several descriptions of real estate situate within 100 feet of the real

estate affected, and after the affirmative vote in favor thereof a majority of the members of the governing body of such city; provided, however, that notwithstanding any resolution, ordinance or law conflicting herewith, the governing body of any such city, by an affirmative two-thirds vote in favor thereof, may by resolution grant a permit for the construction of additions, extensions or improvements to any hospital which is being actually operated and maintained on the premises which it occupies on the date of the passage of this act."

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

Approved April 20, 1925.

CHAPTER 285—S. F. No. 1181.

An act declaring a nuisance the business (and engagement or participation therein) of regularly or customarily producing, publishing or circulating an obscene, lewd, and lascivious newspaper, magazine, or other periodical, or a malicious, scandalous and defamatory newspaper, magazine or other periodical, and providing for injunction and other remedies and proceedings.

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

Section 1. Publication of certain newspapers declared nuisance.—Any person who, as an individual, or as a member or employee of a firm, or association or organization, or as an officer, director, member or employee of a corporation, shall be engaged in the business of regularly or customarily producing, publishing or circulating, having in possession, selling or giving away.

(a) an obscene, lewd and lascivious newspaper, magazine, or other periodical, or

(b) a malicious, scandalous and defamatory newspaper, magazine or other periodical,

is guilty of a nuisance, and all persons guilty of such nuisance may be enjoined, as hereinafter provided.

Participation in such business shall constitute a commission of such nuisance and render the participant liable and subject to the proceedings, orders and judgments provided for in this Act. Ownership, in whole or in part, directly or indirectly, of any such periodical, or of any stock or interest in any corporation or organization which owns the same in whole or in part, or which publishes the same, shall constitute such participation.

In actions brought under (b) above, there shall be available the defense that the truth was published with good motives and for justifiable ends and in such actions the plaintiff shall not have the