

demand, allow any person, association or corporation, to erect and maintain, at such station, adjoining the railroad track, or side-track, warehouses to receive, store and ship grain; or, at the option of the railroad company, such company shall build and maintain a side-track to and for the use and accommodation of any warehouse near the station. And no person keeping a warehouse or elevator shall in any case be compelled to pay the railroad company, or any person keeping any other warehouse or elevator, any sum or compensation for or on account of the privilege of doing business.

Penalty for violation.

SEC. 3. Any railroad company, or any keeper of any warehouse or elevator, or any person who shall violate any of the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in a sum not less than one hundred nor more than five hundred dollars, in the discretion of the court.

When act to take effect.

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

Approved March 9, 1874.

CHAPTER XXXII.

AN ACT TO DECLARE CERTAIN ELEVATORS AND GRAIN HOUSES PERSONAL PROPERTY FOR THE PURPOSE OF ASSESSMENT AND TAXATION.

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

Declared personal property.

SECTION 1. All elevators, warehouses or grain houses, and all machinery and fixtures therein, situate upon the line of any railroad corporation in this state, and which were built by money or means other than those of such corporation upon lands owned by the railroad company and not at the time in good faith owned, operated and exclusively controlled by said corporation, shall be taken and deemed for all purposes of assessment and taxation personal property, and the same shall be assessed in the manner provided for in the general laws of this state to the proper owner thereof.

SEC. 2. This act shall take effect and be in force from and after its passage. When act to take effect.

Approved March 9, 1874.

CHAPTER XXXIII.

AN ACT TO PROVIDE FOR FILLING VACANCIES IN CEMETERY ASSOCIATIONS.

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

SECTION 1. That all vacancies occurring by death or otherwise in the membership of any cemetery association, heretofore or hereafter organized under title five of chapter thirty-four of the general statutes, as amended by an act entitled "an act," to amend title five of chapter thirty-four of the general statutes, "approved March 10th, 1873," may be filled by a vote of the surviving or remaining associates named in the certificate of association. All persons so selected to fill any such vacancy, shall be entitled to vote at the election of trustees, and be eligible to the office of trustee of said incorporation, and shall have and be entitled to the same rights, powers and privileges as the original associates named in said certificate. Vacancies, how filled.

SEC. 2. This act shall take effect and be in force from and after its passage. When act to take effect.

Approved February 28, 1874.

CHAPTER XXXIV.

AN ACT FOR THE FURTHER PROTECTION OF CEMETERIES IN THE STATE OF MINNESOTA.

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