

sioner to select and set apart lands for such company as provided by section two of this act, and no other or different lands than such as have been selected by such company within the time aforesaid or as have been set apart by the land commissioner as aforesaid shall be certified or conveyed to said company.

SEC. 4. All acts or parts of acts inconsistent with this act are hereby repealed.

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

Approved March 24, 1893.

CHAPTER 63.

S. F. No. 234.

Street railways. *An act to compel street railway companies to protect certain of their employes from the inclemencies of the weather.*

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

Protection to
operatives from
inclement
weather.

SECTION 1. From and after the first day of November, A. D. 1893, it shall be unlawful for any person, partnership or corporation owning or operating a street railway in this state, or for any officer or agent thereof superintending or having charge or control of the management of the said line of railway or of the cars thereof, operating electric, cable or other cars propelled either by steam, cable or electricity which require the constant services, care or attention of any person or persons on any part of such car except on the rear platform thereof, to require or permit such services, attention or care of any of its employes or any other person or persons between the first day of November and the first day of April of each year, unless such person, partnership or corporation, its said officers or superintending and managing agents have first provided the said car or cars with a proper and sufficient inclosure constructed of wood, iron and glass or similar suitable materials sufficient to protect such employes from exposure to the inclemencies of the weather; provided, that such inclosure shall be so constructed as not to obstruct the vision of the person operating such car.

Protection be-
tween Novem-
ber and April.

SEC. 2. From and after said November first, A. D. 1893, it shall be unlawful for any such person, partnership or corporation so owning or operating street railways using steam, electric or cable cars or any superintending or managing officer or agent thereof to cause or permit to be used upon such line of railway between said November first and April first of each and every year any car or cars upon which the services of any employe such as specified in section one of this act is required, unless said car or cars shall be provided with the inclosure required by said section one of this act.

Provided, that any street railway company using and operating more than two hundred cars, other than its open

cars, and such street railway company or companies have in good faith provided or equipped at least one-half the cars so used and operated by it with the inclosure provided for in section one of this act within the time therein specified, then and in such case such street railway company or companies shall have until November first, 1894, to equip the remainder of its said cars as provided in this act.

SEC. 3. Any person, partnership or corporation owning, operating, superintending or managing any such line of street railway or managing or superintending officer or agent thereof who shall be found guilty of a violation of the provisions of sections one or two of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than fifty dollars nor more than one hundred dollars. Each day that any of said persons cause or permit any of their said employes to operate such cars in violation of the provisions of section one of this act, or cause or permit cars to be used or operated in violation of section two of this act shall be deemed a separate offense; provided, that the provisions of this act shall not apply to cars used and known as trailing cars.

Penalty for violation.

SEC. 4. It is hereby made the duty of the county attorney of any county in which any such street railway is situated and operated upon information given to him by any person that any person, partnership or corporation has violated any of the provisions of this act to promptly prosecute such person, partnership or corporation for such violation.

County attorney to prosecute.

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

Approved April 6, 1893.

CHAPTER 64.

H. F. No. 401.

An act providing for the erection of public grain warehouses and grain elevators, on or near the right of way of railways, and providing for condemnation proceedings in connection therewith.

Grain warehouses on right of way of railways.

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

SECTION 1. Any person, firm or corporation desirous of erecting and operating at or contiguous to any railway station or siding a warehouse or elevator for the purchase, sale, shipment or storage of grain for the public for hire may make application in writing containing a description of that portion of the right of way of said railroad on which said person, firm or corporation desires to erect a warehouse or elevator, and the size and capacity of the warehouse or elevator proposed to be erected and the time for which it is desired to maintain said warehouse

Application for permission to build.