

Such deputy shall before entering upon his official duties, take the oath required by law, which oath and appointment shall be filed in the office of the clerk of the district court of the proper county.

SEC. 2. Such deputy shall possess all the powers and may perform all the duties of the village clerk or recorder except he shall not be a member of the village council.

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

Approved February 27th 1895.

CHAPTER 271.

H. F. No. 116.

*An act to prevent the spread of noxious weeds from empty freight cars.*

Weeds.

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

SECTION 1. In order to prevent the spread of noxious weeds from empty freight cars, it shall be the duty of each and every railroad company owning or operating any railroad or railroads in this state, to keep the doors of empty freight cars closed while hauling such cars over their lines in this state.

Doors of freight cars to be shut.

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SEC. 2. Any railroad company that willfully violates the provisions of this act shall be liable to a fine of not less than ten (10) nor more than twenty-five (25) dollars for each offense.

Penalty.

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

Approved March 12th, 1895.

CHAPTER 272.

H. F. No. 631.

*An act to prevent the spread and provide for the destruction of thistles and other noxious weeds in public highways.*

Weeds.

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

SECTION 1. Every person and corporation shall destroy upon all lands embraced within or constituting part of the public highway opposite or adjoining lands which he or they may own or control or occupy, all

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Abutting owners to kill weeds in highway.

weeds known as Russian, Canada or other thistles, burdock, white or ox-eye daisy, wild mustard, snap dragon, or toad flax, cocklebur, sow thistle, sour dock, yellow dock and all other noxious weeds, at such time and in such manner as shall effectually prevent them from bearing seed.

Failure to  
destroy.

SEC. 2. If the occupant of any such lands shall fail to so destroy such weeds as so required after having six days notice in writing by any road overseer or other proper officer such occupant shall be reported by said overseer or other proper officer as delinquent and a tax be levied against such lands as hereinafter provided.

Service of no-  
tice on corpor-  
ation.

SEC. 3. Whenever it shall become necessary to serve notice as provided in section two (2) of this act upon any manufacturing or other corporation owning or controlling any lands in any town, such notice if served upon any agent of such corporation residing or being in said town, city or village shall be deemed good and sufficient notice and if no such agent shall reside or be in such town, city or village. Then such notice may be served upon any agent of such corporation who shall reside or be in any adjoining town, city or village or at its general place of doing business in this state and if such owner of vacant lands is a non-resident by mailing the same to any such owner or agent.

Notice.

SEC. 4. It shall be the duty of the road overseers of each town, street commissioner of each village and the city engineer of each city, to serve or cause to be served the notice referred to in section two (2) of this act upon the proper person or persons, in their own town, village, or city as the case may require.

Duty of road  
overseer.

SEC. 5. The said overseer, commissioner or engineer shall carefully inquire concerning the existence of noxious weeds in his township or precinct, village or city and in case any person, persons or corporation owning occupying or controlling any lands adjoining any public highway within this state shall neglect after such notice, to destroy any Russian, Canada, or other thistles, burdock, white or ox-eye daisy, wild mustard, snap dragon, or toad flax, cocklebur, sow thistle, sour dock, or yellow dock or any other noxious weeds growing on any lands constituting any highway, lane, or alley adjoining such lands, it shall be the duty of such lands, it shall be the duty of such officer to destroy or cause to be destroyed all such weeds growing upon such highway. He shall spend as many days as the chairman of the town board, president of the village, or mayor of the city may deem necessary, and for each day so spent shall receive two (2) dollars upon presentation of his account therefor, verified by his oath and specifying

\$2.00 per day.

by separate items the amount against each piece of land describing the same and the several amounts shall be placed in the next tax roll in a separate column headed "for the destruction of weeds," and extended as a tax against the lands adjoining such highway, upon which such weeds were destroyed and be collected as other taxes.

Tax.

SEC. 6. All acts and parts of acts inconsistent with this act are hereby repealed, save that nothing herein contained shall be construed as repealing or affecting any of the provisions of any act heretofore or hereafter passed, entitled "An act to provide for the destruction of a weed commonly known as Russian thistle, and to appropriate money therefor."

Repealing clause.

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

Approved April 26th 1895.

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## CHAPTER 273.

H. F. No, 636.

*An act to declare certain weeds common nuisances and to provide for their destruction.*

Weeds. C. 273 02-M . 374

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

SECTION 1. The weeds named in this section shall be known as noxious weeds and are hereby declared to be common nuisances, and for convenience are classified into the following groups. First group: Wild mustard (*Brasica Sinapis*), wild oats (*Avena sativa*), cocklebur (*Xanthium Strumarium*), burdock (*Lappa officinati*), tumble mustard (*Sisymbrium sinapistrum*). Second group: Canada thistle (*Cnicus arvensis*), ox-eye daisy (*Lencantheum vulgare*), and quack grass (*Triticum vulgare*). Third group: French weed (*Thalaspia arvensis*).

Declared a nuisance.

SEC. 2. It shall be unlawful for any person or persons or any corporation owning, occupying or having control of any lands within this state, whether within the limits of any town, village or city or otherwise, to knowingly permit or suffer any of the weeds named in the first or second groups mentioned in section one (1) of this act to go to seed upon any lands thus owned, occupied or controlled by such person or persons or corporation. And it shall likewise be unlawful for any such person, persons or corporation to knowingly permit or suffer any of the weeds named in the second group mentioned in section one (1) of this act to grow and reproduce themselves by crowns or underground stems or buds,

Unlawful to allow to grow.