

Sec. 2. **Penalty for failure to comply with provisions.**—*Any such carrier failing to comply with the provisions of this act, or with any order of the commission made thereunder, shall forfeit for each day's default, one hundred dollars to be recovered in a civil action in the name of the state.*

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

Approved March 27, 1913.

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#### CHAPTER 127—S. F. No. 648.

*An Act authorizing certain cities of the first class to dispose of surplus electricity to private consumers.*

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

Section 1. **Cities of first class may dispose of electrical energy.**—Any city of the first class now or hereafter operating a plant for the production and distribution of electrical energy for municipal purposes may dispose of any surplus thereof so produced, to private consumers within the city desiring the same, at such rates and upon such terms as the city council or other governing body of the city may deem proper.

Sec. 2. **Application.**—This act shall not apply to any city whose inhabitants have adopted a charter pursuant to Section 36, Article 4 of the state constitution.

Approved March 27, 1913.

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#### CHAPTER 128—S. F. No. 700.

*An Act authorizing the railroad and warehouse commission to provide suitable equipment for the testing of railroad track scales.*

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

Section 1. **Test cars ordered purchased by commission and master track scale ordered located.**—The railroad and warehouse commission, hereinafter called the commission, is hereby authorized to purchase two test cars, to be used in testing track scales, at a cost of not to exceed five thousand dollars each; also erect on some railroad track in or near Minneapolis, St. Paul, or Minnesota Transfer, where a permanent free site can be procured, a master track scale with a building for the same, to be used in testing and verifying the weights of test cars; scales and building not to cost to exceed seven thousand five hundred dollars.

Sec. 2. To be paid out of grain inspection fund.—The expenditures hereby authorized shall be paid out of the grain inspection fund, on the order of the commission.

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

Approved March 27, 1913.

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CHAPTER 129—S. F. No. 704.

*An Act to amend Chapter 252 of the General Laws of 1911, entitled "An Act to give the railroad and warehouse commission jurisdiction over track scales used by common carriers, and require the installation of the same."*

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

Section 1. **Track scales may be ordered by commission, and to be under its control.**—That Chapter 252 of the General Laws of 1911, be and the same hereby is amended so as to read as follows:

"Section 1. The railroad and warehouse commission shall have power to order in and require the installation of track scales used by common carriers at all points in the state where the same are deemed to be necessary, and enforce reasonable regulations for the weighing of cars and of freight.

All track scales used by common carriers for the purpose of weighing carload freight shall be under the control and jurisdiction of the commission and subject to inspection, exempt from the jurisdiction of sealers of weights and measures. The entire cost of such supervision and inspection shall be a proper charge against the common carriers interested in or owning the several scales, the same to be paid upon a statement rendered by the commission. All moneys collected shall be credited to the grain inspection fund."

Sec. 2. **Carrier to move test car used by state free of charge.**—*Every carrier shall transport, move, and switch to any track scale in this state free of charge on the application of the commission or its authorized agent, any test car used by the state in testing track scales.*

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

Approved March 27, 1913.