

In Sibley County, on the first Monday in June and the first Monday in December.

Approved April 12, 1923.

CHAPTER 250—S. F. No. 1153.

An act legalizing incorporations of villages heretofore made or attempted between the 1st day of January 1922 and 1st day of January 1923.

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

Section 1. Incorporation of certain villages legalized.—That all villages incorporated or attempted to be incorporated under and pursuant to the provisions of Chapter 9 of the General Statutes of the State of Minnesota for the year 1913 and acts amendatory thereof and supplementary thereto, between the first day of January 1922 and the 1st day of January 1923, which have since continuously maintained and still maintain a village government are hereby in all things legalized, validated, confirmed and declared to be legally incorporated villages without reference to whether or not a proper and sufficient petition therefor has been filed and approved by the Board of County Commissioners of the proper county and whether or not there was at the time of the filing of such petition and the holding of such election for the incorporation of such villages, in fact residing within the territory proposed or attempted to be incorporated, a population of 200 persons, and whether or not there shall have been filed in the office of the Secretary of State a correct transcript of the papers, proceedings and documents pertaining to the incorporation of such villages, by the county auditor of said county. Provided this act shall not be construed to apply to any village whose territory, or any part thereof, was not or is not adapted to or suitable for municipal government, nor to any village whose territory during any portion of the period aforesaid was included in any other Municipal Corporation, De Jure or De Facto; nor shall this act affect any pending action or proceeding.

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

Approved April 12, 1923.

CHAPTER 251—H. F. No. 922.

An act to amend Section 5168, Revised Laws of Minnesota 1905, which said section prohibits pools, trust agreements and combinations in restraint of trade.

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

Section 1. Trusts and combinations in restraint of trade prohibited.—That section 5168, Revised Laws 1905, be and the same is hereby amended so as to read as follows:

Section 5168. No person or association of persons shall enter into any pool, trust agreement, combination, or understanding whatsoever with any other person or association, corporate or otherwise, in restraint of trade, within this state, or between the people of this or any other state or country, or which tends in any way or degree to limit, fix, control, maintain or regulate the price of any article of trade, manufacture, or use bought and sold within the state, or which limits or tends to limit the production of any such article, or which prevents or limits competition in the purchase and sale thereof, or which tends or is designed so to do; *provided, however, that it shall be lawful for any person, firm, corporation, or association of persons conducting or carrying on a lawful business, to purchase the business and property of a competitor and thereafter consolidate such business and the property used in connection therewith under the sole management of and control of the purchaser if, before such purchase and consolidation, the Attorney General of this State shall, after hearing duly had upon notice to all persons interested, find and determine that such consolidation will not unreasonably limit and restrain the production and sale of an article of trade, commodity or service, and will not be detrimental to the public interest.* Every person violating any provision of this section, or assisting in such violation, shall be guilty of a felony, and upon conviction thereof shall be punished by a fine of not less than five hundred dollars nor more than five thousand dollars, or by imprisonment in the state prison for not less than three nor more than five years.

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

Approved April 13, 1923.

CHAPTER 252—S. F. No. 768.

An act to amend Subdivision 9 of Section 294, General Statutes Minnesota, 1913, as amended by Chapter 499 of the Laws of 1921, relating to the salaries of the superintendent of banks and of his deputies, assistants and employees.

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

Section 1. Fixing salaries of employees in office of superintendent of banks.—That subdivision 9 of Section 294, General Statutes of Minnesota 1913, as amended by Chapter 499, General Laws for 1921, be and the same hereby is amended so as to read as follows:

"9. Office of Superintendent of Banks.