

CHAPTER 164—H. F. No. 451

An act to amend Subdivision 2 of Section 2585, General Statutes 1923, relating to the establishing of town cartways in certain cases.

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

Section 1. **Cartways.**—That subdivision 2 of section 2585, General Statutes, 1923, be and the same hereby is amended so as to read as follows:

“Sub. 2. Town boards shall, on petition of the owner of a tract of land of not less than five acres in area, who has no access thereto except over the lands of others, establish a cartway not more than two rods wide connecting his land with a public road. The amount of damages, if any, to be paid by the petitioner to the town before such cartway is opened. *Town boards shall, on petition of the town road overseer or on petition of five or more legal voters, freeholders of the town, establish a cartway not more than two rods wide connecting any land owned or leased by the town for road gravel purposes with a public road. The amount of damages, if any, to be paid by the town to the owner of the land through which the cartway is established, before the same is opened or used.*”

Approved April 12, 1927.

CHAPTER 165—H. F. No. 1235

An act to amend Section 2672, General Statutes 1923, as amended by Section 1, Chapter 299, General Laws 1925, relating to motor vehicle taxation.

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

Section 1. **Definitions.**—That section 2672, General Statutes 1923, as amended by section 1, chapter 299, General Laws 1925, be amended to read as follows:

“2672. Wherever in this act the following terms are used they shall be construed to have the meaning herein ascribed to them:

“Application for Registration” shall have the same meaning as “listing for taxation,” and when a motor vehicle is registered it is also listed.

Trucks used for transporting things other than passengers shall be classified and taxed as follows:

Class T shall include all trucks used for transporting agricultural, horticultural, dairy and other farm products from the place of production to the point of shipment, sale, or consumption, and

shall pay a tax of 2.4% on the base value. *Trucks registered in this class may be employed in hauling from the place of delivery of the products specified herein a return load of supplies required for use or consumption on the farm of the owner of the truck.*

Class Y shall include all trucks, trailers and semi-trailers used in the business of transporting goods for compensation as common carriers over any public highway in this state between fixed termini or over a regular route, and shall pay a tax of 10% on the base value.

Class X shall include all trucks, trailers, or semi-trailers not included under class T or class Y, and shall pay a tax of 3.4% on the base value.

"Commercial Passenger Transportation" shall mean the carriage of passengers for hire between points not wholly within the limits of the same city, village or borough; provided that local bus lines carrying passengers from a railroad station from or to places in the vicinity thereof shall not be construed to be engaged in commercial passenger transportation.

"Highway." Any public thoroughfare for vehicles, including streets in cities, villages and boroughs.

"Motor Vehicles." Any self-propelled vehicle not operated exclusively upon railroad tracks, and any vehicle propelled or drawn by a self-propelled vehicle."

"Owner." Any person, firm, association or corporation owning or renting a motor vehicle, or having the exclusive use thereof, under a lease or otherwise, for a period greater than 30 days.

"Tractor." Any motor vehicle designed or used for drawing other vehicles but having no provision for carrying loads independently.

"Trailer." Any vehicle designed for carrying property or passengers wholly on its own structure and for being drawn by a motor vehicle.

"Semi-Trailer." A vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight or that of its load rests upon and is carried by the towing vehicle.

"Truck." Any motor vehicle designed or used principally for carrying things other than passengers and includes a motor vehicle to which has been added a cabinet box, platform, rack or other equipment for the purpose of carrying merchandise other than the person or effects of the passenger.

"Registrar." The registrar of motor vehicles designed in this act.

"Sworn Statement." Any statement required by or made pursuant to the provisions of this act, made under oath administered by an officer authorized to administer oaths.

"Dealer." Any person, firm or corporation engaged in the business of manufacturing, selling or purchasing of motor vehicles who has been registered as such in accordance with the requirements of this act."

Sec. 2. Effective January 1, 1928.—This act shall take effect and be in force on and after January 1, 1928.

Approved April 12, 1927.

CHAPTER 166—S. F. No. 409

An act to amend Section 8563, General Statutes 1923, relating to marriages.

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

Section 1. **Who capable of contracting.**—That Section 8563, General Statutes 1923, be and the same hereby is amended so as to read as follows:

"8563. Every male person who has attained the full age of eighteen years, and every female person who has attained the full age of sixteen years, is capable in law of contracting marriage, if otherwise competent. *Provided that a female person of the full age of 15 years may with the consent of her parents and her guardian if there be one, receive a license to marry, when, after a careful inquiry into the facts and surrounding circumstances, her application for a license is approved by the judge of the juvenile court of the county in which she resides.*"

Approved April 13, 1927.

CHAPTER 167—H. F. No. 1181

An act legalizing certain proceedings heretofore taken for the improvement of streets in certain cases in cities of the fourth class operating under a home rule charter and giving the council jurisdiction to proceed with the making of said improvement.

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

Section 1. **Certain proceedings legalized.**—In all cases where a city of the fourth class having a home rule charter adopted under Section 36 of Article IV of the state constitution has heretofore, acting through its council, determined by proper resolution to improve any street or streets within said city by paving and making other necessary permanent improvements in connection therewith as curbs and gutters, sanitary and storm sewers, water mains and street lights, pursuant to