1940 Supplement

To

Mason's Minnesota Statutes

1927

(1927 to 1940)
(Superseding Mason's 1931, 1934, 1936 and 1938 Supplements)

Containing the text of the acts of the 1929, 1931, 1933, 1935, 1937 and 1939 General Sessions, and the 1933-34, 1935-36, 1936 and 1937 Special Sessions of the Legislature, both new and amendatory, and notes showing repeals, together with annotations from the various courts, state and federal, and the opinions of the Attorney General, construing the constitution, statutes, charters and court rules of Minnesota together with digest of all common law decisions.

Edited by

William H. Mason
Assisted by
The Publisher's Editorial Staff

MASON PUBLISHING CO.
SAINT PAUL, MINNESOTA
1940
Equitable estoppel is the effect of voluntary conduct of a party whereby he is absolutely precluded, both at law and in equity, from asserting rights which might perhaps have otherwise existed, either of property, of contract, or of remedy, as against another person, who has in good faith relied upon such conduct, and has been led thereby to change his position for the worse, and who on his part acquires some corresponding right either of property, contract or remedy. Clover v. F., 203 Minn. 295, 281 N.W. 272. See Dun. Dig. 3185.

Equitable estoppel is the effect of voluntary conduct of a party whereby he is absolutely precluded, both at law and in equity, from asserting rights which might perhaps have otherwise existed, either of property, of contract, or of remedy, as against another person, who has in good faith relied upon such conduct, and has been led thereby to change his position for the worse, and who on his part acquired some corresponding right either of property, contract, or of remedy. 1. See Dun. Dig. 3186.

Estoppel in pais can only be invoked to prevent fraud and injustice, and is never carried further than is necessary to prevent one person from being injured by his reliance on acts or declarations of another, and its object is to prevent unjust assertion of rights existing independent of estoppel. Beiler's Estate, 284 N.W. 835. See Dun. Dig. 3186.

Chapter 50

Weights and Measures

7025. Standard weight of bushel, etc.—In contracts for the sale of any of the following articles, the term "bushel" shall mean the number of pounds avoirdupois herein stated:

- Chestnuts, tomatoes, scarlet runner—pole beans and rutabagas, 52.5; buckwheat, hempseed, rapeseed, beets, corn, rye, lima beans, flaxseed and wrinkled peas, 57; shelled corn, (except sweat corn), broad Windsor beans, (except white runner pole beans), wheat, clover grass seed, Irish potatoes and alfalfa, 60; broom corn seed, (except green runner pole beans and white runner pole beans), barley, millet, Hungarian grass seed, sweet corn, cucumbers and peaches, 48; bread, 47.5; carrots, timothy seed and sorghum seed, 50; shelled corn, (except green runner pole beans), wheat, clover grass seed, Irish potatoes and alfalfa, 60; broom corn seed, (except green runner pole beans and white runner pole beans), barley, millet, Hungarian grass seed, sweet corn, cucumbers and peaches, 48; bread, 47.5; carrots, timothy seed and sorghum seed, 50; shelled corn, (except green runner pole beans), wheat, clover grass seed, Irish potatoes and alfalfa, 60; broom corn seed, (except green runner pole beans and white runner pole beans), barley, millet, Hungarian grass seed, sweet corn, cucumbers and peaches, 48; bread, 47.5; carrots, timothy seed and sorghum seed, 50; shelled corn, (except green runner pole beans),

7026. Standard measurement of wood.


7031. Variations—Duty of railroad and warehouse commission.