

CHAPTER 233

PUBLIC TERMINAL WAREHOUSES

233.03 Duties of warehousemen.

233.08 License.

233.03 DUTIES OF WAREHOUSEMEN.

Every warehouseman shall receive for storage and shipment as far as warehouse capacity will permit, all grain in suitable condition for storage, tendered in the usual course of business, without discrimination of any kind. All grain shall be inspected on receipt and stored with other grain of the same grade except as herein otherwise provided. At the time of the receipt of the grain, the warehouseman shall issue and deliver to the owner or consignee a warehouse receipt, authorized by the department, in the following form:

Warehouse Receipt No.

..... Elevator Co.
, Minn., 19.....

The Elevator Company has received in store in its elevator known as
 situated at Minnesota,
 for storage from owner,
 bushels of
 which has been duly inspected by a duly authorized inspector of grain appointed by the department of agriculture of Minnesota, or licensed by the Secretary of Agriculture of the United States, and has been graded by the inspector as No.
 and is that grade. This grain, or an equal amount of grain of the same kind and grade, is deliverable upon the return of this receipt properly endorsed by the owner above named and the payment of all lawful charges; in case of grain stored separately in a special bin, at the request of the owner or consignee, the identity of the grain will be preserved while in store and the grain will be delivered as a separate lot or parcel, in accordance with the law, upon surrender of the receipt. Loss by fire, heating or the elements is at the owner's risk.

Countersigned by

.....
 Secretary

The Elevator Company conducts this elevator as a public terminal warehouse and receives and stores therein grain of others for hire.
 bushels grade.

By

STUB RECORD

Initial Car No. Bushels

Receipt No. 19....

Received in store from

.....

Bushels Lbs. Grade

Car No.

Bushels

Car No.

Bushels

The receipts shall be consecutively numbered and delivered to the owner immediately upon receipt of each lot or parcel of grain, giving the true and correct grade and weight thereof. The manner of receipt of the grain shall be stated in the receipt, and with the number and distinctive mark of each car, and the name of each barge or other vessel. The failure to issue a receipt as directed or the issuance of any warehouse receipt differing in form or language from that prescribed shall be a misdemeanor; provided that a warehouse receipt at the request of the owner or consignee, may provide for delivery of the grain represented thereby to the depositor, or any other specified person, and may have printed or stamped thereon the words "non-negotiable."

History: 1981 c 261 s 16**233.08 LICENSE.**

No public terminal warehouse shall be operated or receive grain for storage, either to be mixed with the grain of other parties of like grade, or in separate bins, until the owners or parties in charge and operating the warehouse shall first obtain a license from the department authorizing the warehouseman to operate a warehouse under the provisions of this chapter. All licenses issued or renewed annually shall expire at midnight on the 30th day of June next following the date of issuance or renewal. Before any license shall be issued, written application shall be made to the department for license specifying the kind of warehouse, the nature of its construction, its capacity and location, the name of the firm or corporation operating the same and each member of the firm or officer of the corporation and other facts as the department may require shall be contained in the application. The application shall be acted upon with reasonable dispatch by the department; and, if no reason exists for refusing the same, a license may be issued upon the payment of the fee of \$60 for each elevator. The application shall be granted only upon the warehouseman furnishing to the department a bond to the state of Minnesota, to be approved by the department, in a penal sum to be fixed by the department but not less than \$50,000 for each warehouse, which shall be conditioned for the faithful discharge of the duties of warehouseman and full compliance with all the laws of the state and rules of the department relative to the operation of public terminal warehouses and for the delivery to parties storing grain in such warehouses under the terms of this chapter of the grain or an equal amount of the same kind and grade so stored or the payment therefor of the value of the grain in case of failure to make the delivery. The license may be revoked by the department for violation of the law or any rule or regulation prescribed by the department, but shall only be revoked upon a written notice or complaint specifying the charges and after a hearing had before the department. A license may be refused to any warehouseman whose license has been revoked within the preceding year. All moneys collected for license fees shall be deposited with the state treasurer. If a warehouseman applies for a license for more than one warehouse in the same county, but one bond need be furnished but the same shall in all cases be in proportion to the capacity of all warehouses.

History: 1981 c 356 s 335