

sion, after such notice as it shall deem reasonable, shall conduct a hearing and issue its order determining the matters so submitted.

**Sec. 14. Commission may require overhead or underground crossings in certain cases.**—The commission may require any railroad company to construct overhead and maintain underground crossings and separate grades when, in its opinion, the interests and safety of the public require, and no overhead or underground crossing, nor separation of grade, shall be made except upon the petition therefor to the commission, and with the approval of the commission.

**Sec. 15. Obstructing signs prohibited.**—No person, firm or corporation shall place or maintain any advertising sign or other similar obstruction upon, over or adjacent to any highway between any such approach sign and the grade crossing which it marks, nor shall any person, firm or corporation place or maintain, upon, over or adjacent to any public highway in this state any sign or symbol in any manner resembling the signs provided for in this act.

**Sec. 16. Destruction of signs unlawful.**—It shall be unlawful for any person to maliciously injure, remove, displace, deface or destroy any of the signs or signals provided for in this act.

**Sec. 17. Penalties.**—Any person, firm or corporation violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$25, nor more than \$100, or by imprisonment in the county jail for not more than three months. Provided that the violation of Sections 7 and 8 hereof shall not of itself constitute contributory negligence as a matter of law.

**Sec. 18.** This act shall take effect and be in force from and after its passage.

Approved April 24, 1925.

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#### CHAPTER 337—S. F. No. 106.

*An act to amend Section 191, General Statutes for 1923, relating to the election of clerks of the district court.*

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

**Section 1. Election of clerk of district court in certain counties.**—That Section 191, General Statutes for 1923, be and the same is hereby amended so as to read as follows:

**Sec. 191.** There shall be elected in each county a clerk of the district court who before entering upon the duties of his office, shall give bond to the county, to be approved by the County Board, in a penal sum not less than One Thousand Dollars nor more than Ten Thousand Dollars, conditioned for the faithful discharge of his official duties: Provided that in counties having a population of more

than 200,000 and less than 350,000 inhabitants the amount of such bond shall be *Ten Thousand* Dollars, and in counties having a population of more than 350,000 the amount of such bond shall be \$25,000.00, which bond, with his oath of office, shall be filed for record with the Register of Deeds. Such clerk shall perform all duties assigned him by law and by the rules of the court. He shall not practice as an attorney in the court of which he is the clerk.

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

Approved April 24, 1925.

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CHAPTER 338—S. F. No. 435.

*An act providing for the transfer, in certain cases, of funds collected by certain counties, from taxes levied by such counties, for the construction and maintenance of a joint sanatorium for the treatment of tuberculosis, to the county revenue fund of such counties.*

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

Section 1. **Transfer of sanatorium funds.**—In all cases where heretofore, under and pursuant to the provisions of Chapter 500, General Laws of 1913, and the various acts amendatory thereof, the county boards of other counties in this state, have by joint resolution of such county boards agreed and determined to construct and maintain a joint sanatorium for the treatment of tuberculosis and thereafter any such county has levied and collected taxes for the construction and maintenance of such joint sanatorium, and thereafter and before the site or location of such sanatorium has been fixed and determined, and such county has by a resolution of its county board duly pass, rescinded, so far as such county is concerned, the aforesaid resolution for the construction and maintenance of such sanatorium and has withdrawn from said agreement and from the group of counties formed thereby, the taxes so levied and collected, and which may hereafter be collected from any such levy, are hereby transferred from such construction and maintenance funds to the county revenue fund of such county and may be used for any and all county purposes, which are chargeable to such county revenue fund.

Approved April 24, 1925.

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CHAPTER 339—S. F. No. 461.

*An act to amend Section 5814, General Statutes 1923, relating to pharmacy, and to drugs, medicines and poisons, and prescribing penalties for violations.*