

CHAPTER XXXV.

AN ACT TO AMEND THE CHARTER OF THE VILLAGE OF BYRON,
IN OLMSTED COUNTY.

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

SECTION 1. That section thirteen of chapter nine of the special laws of Minnesota for 1873, be amended so as to read as follows :

Sec. 13. Whenever a vacancy shall occur in any elective office the common council shall have power, and it shall be their duty to fill such vacancy by appointment by warrant under their hand, and the person so appointed shall hold the office until his successor is elected and qualified, he shall have and possess the same powers and duties and be subject to the same penalties as though he had been duly elected thereto.

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

Approved February 29th, 1876.

CHAPTER XXXVI.

AN ACT TO AMEND AN ACT TO INCORPORATE THE VILLAGE OF
EYOTA, IN OLMSTED COUNTY, MINNESOTA.

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

SECTION 1. The legal voters of the village Eyota, are hereby authorized to vote upon and determine for themselves the question whether license for the sale of intoxicating liquors shall be granted in said village or not.

SEC. 2. The recorder of the village of Eyota, is hereby required upon receiving the petition for that purpose of ten or more legal voters of said village, at any time not less than ten days before any annual charter election of said village to give notice that the question of licensing the sale of intoxicating liquors in said village will be submitted to the legal voters of said village, which question shall be determined by ballots containing the words "in favor of license" or "against license," as the case may be, the votes upon said question shall be deposited in a box by themselves, and canvassed and returned in the same manner as is prescribed by law for canvassing and returning the votes for the elective officers of said village, and if such returns show

that a majority of the votes cast at said election on said question shall be against license, no license for the sale of intoxicating liquors in said village shall be granted by the common council of said village or the board of county commissioners of Olmsted county.

SEC. 3. In case the legal voters of said village shall determine as hereinbefore provided, that no license for the sale of intoxicating liquors in said village shall be granted, any person or persons thereafter who shall sell, barter or dispose of any spirituous, malt, vinous, fermented or intoxicating liquors within the corporate limits of said village, shall be deemed guilty of a misdemeanor and upon conviction thereof shall pay a fine of not less than twenty-five dollars nor more than one hundred dollars with the costs of prosecution, for each offense and be imprisoned in the county jail of Olmsted county, until said fine and costs are paid not exceeding ninety days.

SEC. 4. This act is hereby declared a public act and need not be pleaded or proven in any court of this state.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved February 24, 1876.

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CHAPTER XXXVII.

AN ACT TO AMEND CHAPTER 17 OF THE SPECIAL LAWS OF 1875, RELATING TO THE INCORPORATION OF THE CITY OF NORTHFIELD.

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

SECTION 1. That at the general election of the city officers of said city in eighteen hundred and seventy-six, there shall be elected a mayor, treasurer, recorder and two justices of the peace, to be styled city justices, who shall hold their offices two years, and until their successors are elected and qualified, such justices shall supersede and be the successors of the present city justices of said city, and as soon as either of them shall qualify, the office of the present justice shall cease to exist. All the provisions of the charter of the said city, relating to the qualifications, duties, powers and jurisdiction of the city justice shall apply to said two justices and their successors, and at said general election in eighteen hundred and seventy-six, there shall be elected two aldermen in each ward who shall be citizens of said ward and qualified voters of said city; who shall hold their offices, one for one year and one for two years, and at every annual election thereafter, one alderman shall be elected from each ward who shall hold his office for two years and until his successor is elected and qualified, such aldermen so elected, shall supersede and be the successors of the present aldermen of said city and as soon as they shall qualify, the office of the present aldermen shall cease to exist.