

which the complaint and warrant are made and issued, shall be referred to therein; but all of said laws, ordinances or by-laws, now in force or hereafter enacted, shall, in the said justice courts and in all other courts of this state, be held and deemed to be public laws; and said courts shall take judicial notice thereof.

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

Approved Feb. 6, 1885.

CHAPTER 23.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT TO INCORPORATE THE CITY OF RUSHFORD, APPROVED FEBRUARY TWENTY-SEVENTH (27,) ONE THOUSAND EIGHT HUNDRED AND SIXTY-NINE (1869.)

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

SECTION 1. That said act be amended by adding thereto the following:

ARTICLE IX.

Section 1. The city of Rushford is authorized to surrender its charter at any time for the purpose of organizing a village under the general laws of this state, whenever a majority of the voters of said city, at any general or special city election, vote in favor of such surrender, and said election shall be by ballots, either written or printed, containing the words: "In favor of surrender" or "against surrender," as the case may be; and if a majority of those present and voting at such election vote "in favor of surrender," then the charter of said city shall, within sixty (60) days after such election, be deemed surrendered and become and be a nullity; *Provided*, That before any such surrender shall take effect so as to prevent or hinder the collection of any indebtedness against said city incurred before such surrender, said city must provide by proper ordinances for the payment by taxation of the property within said city of all such indebtedness, and the county auditor of Fillmore county, Minnesota, is hereby authorized and directed after such surrender to receive from the county treasurer of said county all money so collected, and to pay the same in accordance with such ordinances; and in case of any suit at law or in equity against said city after such surrender, process may be served upon the clerk of the district court of said Fillmore county, and the auditor of said county shall extend a tax against any property in the territory now comprising said city sufficient to pay any judgment.

against said city recovered after such surrender; and said election shall be conducted in all respects as other elections in said city, and said votes shall be canvassed and returned in the same manner as at other city elections.

Sec. 2. Territory adjoining and contiguous to the city of Rushford, not exceeding in area six (6) square miles, may at any time be added to the corporate limits of said city upon the same terms and by the same proceedings in all respects as may be provided by the general laws of the state of Minnesota for taking in or adding more territory to villages; *Provided*, That no territory shall be added to said city except by the concurrent vote of a majority of the legal voters of the town of Rushford as now constituted.

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

Approved February 28, 1885.

CHAPTER 24.

AN ACT TO AMEND CHAPTER FIVE (5) OF AN ACT ENTITLED "AN ACT TO AMEND THE CHARTER OF THE CITY OF WINONA, APPROVED MARCH FIRST (1st), A. D. ONE THOUSAND EIGHT HUNDRED AND SIXTY-SEVEN (1867), AND TO AUTHORIZE SAID CITY TO LEVY ASSESSMENTS FOR CERTAIN LOCAL IMPROVEMENTS UPON THE PROPERTY FRONTING UPON OR CONTIGUOUS TO SUCH IMPROVEMENTS.

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

SECTION 1. That chapter five (5) of an act entitled "An act to amend the charter of the city of Winona, approved March 1, 1867, and the acts amendatory thereof, be amended so as to read as follows:

CHAPTER 5.

Section 1. The expenses of surveying streets, lanes, alleys, sidewalks, sewers, drains, reservoirs, and public grounds; of estimating the amount and cost of work proposed to be done on or about the same, and of making plans and specifications for such work; and the expense of cleansing streets and alleys, of constructing and repairing crosswalks on streets and alleys, and public sewers, drains, and reservoirs; of establishing, improving and maintaining public parks and other public grounds, aside from streets and alleys, and of the lighting of streets, alleys and public grounds; and the expense of incidental and ordinary repairs on streets, alleys, public grounds, and sidewalks shall be paid out of the general fund in the city treasury.