

## CHAPTER 258.

[H. F. No. 370.]

AN ACT TO REPEAL "AN ACT TO AMEND THE CHARTER OF WINONA, AND PREVENT ITS CITY COUNCIL FROM INCURRING ANY LIABILITY EXCEEDING TEN THOUSAND (\$10,000) DOLLARS FOR ANY ONE OBJECT, WITHOUT A VOTE OF THE PEOPLE THEREON."

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

SECTION 1. That an act entitled "An act to amend the charter of the city of Winona and prevent its city council from incurring any liability exceeding ten thousand (\$10,000) dollars for any one object, without a vote of the people thereon," approved February sixteenth (16th), eighteen hundred and seventy (1870), be and the same is hereby repealed.

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

Approved February 27, 1891.

## CHAPTER 259.

[H. F. No. 795.]

AN ACT TO AMEND "AN ACT PROVIDING FOR THE ACQUISITION AND IMPROVEMENT OF LANDS FOR PUBLIC PARKS AND PARKWAYS IN THE CITY OF WINONA, AND FOR THE CARE AND GOVERNMENT THEREOF," APPROVED APRIL FIFTEEN (15), ONE THOUSAND EIGHT HUNDRED AND EIGHTY-NINE (1889).

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

SECTION 1. That the fourth (4th) subdivision of section four (4) of an act entitled "An act providing for the acquisition and improvement of lands for public parks and parkways in the city of Winona, and for the care and government thereof," approved April fifteen (15), one thousand eight hundred and eighty-nine (1889), be and the same hereby is amended so as to read as follows:

"Fourth—At the time and place according to said notice, the said appraisers shall view the premises and shall hear all persons who may desire to be heard upon the question of damages and benefits, which are to be determined by the appraisers, and they may administer the usual oath to all persons who may appear before them as witnesses, and adjourn from day to day for the purpose aforesaid. In estimating the damages to be awarded for the taking of property as aforesaid, the appraisers shall take into consideration the reasonable value of the property so to be taken and the injury which may be incident to

such taking, but shall also consider the advantages, if any, which will accrue to the owner or owners of such property so taken, or to persons interested therein or having liens thereon, from the proposed park improvement. When their view and hearing shall be concluded, they shall determine and appraise the amount of damages to be paid to the owner or owners of each parcel of property proposed to be taken or which may be damaged by such improvement."

SEC. 2. That section five (5) of said act be and the same hereby is amended by inserting after the word "parkways," in the second (2d) line of said section, the words, "for the purchase of machinery, tools and implements to be used for improving the same, and for the cost of improvements of parks in said city."

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved April 17, 1891.

---

## CHAPTER 260.

[S. F. No. 797.]

AN ACT MAKING ALL MUNICIPAL CORPORATIONS IN THE COUNTY OF SIBLEY SEPARATE ELECTION DISTRICTS, AND TO PROVIDE FOR THE ELECTION OF ASSESSORS THEREIN.

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

SECTION 1. All municipal corporations in the county of Sibley, to-wit, the villages of Green Isle, Arlington, Gaylord, Winthrop and Gibbon, and the city of Henderson, are hereby declared to be separate election districts; and each of said municipal corporations shall constitute one (1) election district for all elections, both general and special; and each and all of said municipal corporations shall be separate and distinct corporations and separate from the township in which the same may be located, for all purposes.

SEC. 2. That portion of any town affected by this act which shall not be included within the limits of any municipal corporation affected thereby shall hereafter constitute a town and an election district, and be subject to all general laws of the state now or hereafter in force relating to towns.

SEC. 3. In case of any existing indebtedness against the town in which any municipal corporation affected by this act is situated, and where such indebtedness is evidenced by any form of obligation, it shall be the duty of the county auditor to apportion, for the purpose of taxation, the respective liability of such town and municipal corporation, which shall be apportioned in proportion to the existing valuation of real estate and personal property in such town and municipal corporation respectively, as appears by the last assessment; and thereafter, as such obligations mature, it shall be the duty of the county auditor to extend a tax for the purpose of meeting such obligation against the property of such town and municipal corporation respectively, upon a basis of such apportionment.