

CHAPTER 79.

[S. F. No. 501.]

AN ACT TO AMEND "AN ACT TO INCORPORATE THE VILLAGE OF BLUE EARTH CITY, FARIBAULT COUNTY, MINNESOTA," BEING CHAPTER FOURTEEN (14), SPECIAL LAWS OF MINNESOTA FOR THE YEAR ONE THOUSAND EIGHT HUNDRED AND SEVENTY-NINE (1879).

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

SECTION 1. Section four (4) of said Chapter fourteen (14) of the Special Laws of the year one thousand eight hundred and seventy-nine (1879), entitled "An act to incorporate the village of Blue Earth City, Faribault county, Minnesota," is hereby amended by adding to said section the following subdivisions:

Twenty-first—The village council shall have power to maintain the water works and sewers now established and to enlarge, extend, relay and improve the same, as the best interests of the public good shall require; *Provided*, that nothing herein shall be construed to authorize the said council to convey, lease or dispose of the water works and their connections in said village, but the same shall remain the property of, and be operated by, the said village.

Whenever any water main or sewer shall be laid or extended through any street or streets of said village, or in any portion thereof, the village council shall have power to levy and collect, by special assessment upon the property on both sides of such street or streets fronting upon such improvement, a tax of an equal sum per front foot without regard to valuation; *Provided*, that said assessment shall not exceed the sum of one dollar (\$1) per front foot on each side against business property, and fifty (50) cents per front foot on each side against residence property for water mains; *And provided further*, that said assessment shall not exceed the sum of one (1) dollar per front foot on each side against business property, and fifty (50) cents per front foot on each side against residence property for sewers; and the said assessment shall be returned by the said council in their annual return to the county auditor, and said assessment so made and returned shall become a lien upon each lot, lots or parcels of land, as in case of town, county and state taxes. The cost not provided for by such assessment, including the construction of the same across streets and alleys and against property exempt by law from such assessment, shall be paid out of the general fund of the said village; *Provided*, that before any action is taken by the said council to tax any water mains or sewers, a petition to the said council praying for such improvements shall be made and signed by at least a majority of the owners of the property, residents of said village, on both sides of the street or streets, or portion thereof, to be improved.

It shall be the duty of the village council to fix, by ordinance, rates or rents for the use of water from the village water works, and when payable, and provide for the collection of the same and for the shutting off of water from any mains where rents are due and unpaid; and further, to provide for the protection of such water works and its con-

nections and for the punishment of all injuries or unauthorized interference with the same. The owner or owners of the private property which has upon it pipes connected with the village water works to convey water upon such property, shall, as well as the lessee or occupant of the premises, be liable to the village of Blue Earth City for rates or rents for all waters used upon such premises, as fixed by the water tariff of rates, which may be recovered in a civil action against such owner, lessee or occupant, any or all of them.

Twenty-second—The village council shall have the right to provide for and control the erection and operation of gas works, electric light works or any other works or means for lighting streets, alleys, public grounds and buildings in said village, and shall have full power to maintain and operate such works, with all rights incident thereto, the laying of pipes, mains and wires into, through and under the streets, alleys and public grounds of said village, and the erection of poles, masts and towers and the running of wires thereon over, in and upon and across the streets, alleys and public grounds of said village, and to provide for the rates and the collections thereof, and shutting off the same in case rates are not paid when due; and the said council are fully authorized to contract with any person, persons or corporation for the lighting of such village, with the rights and privileges as hereinbefore provided; *Provided*, that such franchise shall provide for the sale of such works to the said village, at the option of the village council or its successor, at any time after twenty (20) years from the commencement of such contract and franchise, at a valuation to be agreed upon and determined in a manner to be prescribed in the grant thereof.

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

Approved March 23, 1891.

CHAPTER 80.

[H. F. No. 556.]

AN ACT TO AMEND CHAPTER THIRTY-ONE (31) OF THE SPECIAL LAWS OF THE YEAR EIGHTEEN HUNDRED AND EIGHTY-NINE (1889), ENTITLED "AN ACT TO AMEND CHAPTER TWO (2) OF THE SPECIAL LAWS OF EIGHTEEN HUNDRED AND SEVENTY-SEVEN (1877), ENTITLED 'AN ACT TO INCORPORATE THE VILLAGE OF PRINCETON IN THE COUNTY OF MILLE LACS.'"

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

SECTION 1. That section twelve (12) of Chapter thirty-one (31) of the Special Laws of the year eighteen hundred and eighty-nine (1889), entitled, "An act to amend Chapter two (2) of the Special Laws of eighteen hundred and seventy-seven (1877), entitled 'An act to incorporate the village of Princeton, in the county of Mille Lacs,'" which act was approved March thirtieth (30th), eighteen hundred and eighty-nine (1889), is hereby amended by adding at the end of said section twelve (12) the following: