

CHAPTER LXVIII.

An Act to amend Sections twelve, thirteen and fourteen, of Chapter thirty-one, of the Revised Statutes of the State of Minnesota, page three hundred and seventy-one of the Compiled Statutes.

- SECTION 1. Amend Sec. 12, Chap. 31, Revised Statutes. District Courts may alter or vacate towns.
2. Amend Sec. 13, said Chapter. Notice of application to be given.
3. Amend Sec. 14, said Chapter. Proceedings of Court on proof of notice being given.
4. Act to take effect thirty days after passage.

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

SECTION 1. That Section twelve (12) of Chapter thirty-one (31) (entitled "town plats,") of the Revised Statutes of the State of Minnesota, page three hundred and seventy-one of the Compiled Statutes, shall be so amended as to read as follows :

District Courts may alter or vacate addition to town or city

SEC. 12. The District Courts are hereby authorized and empowered, upon application made by the proprietor or proprietors of any city or town, or of any addition to any city or town, or of any part of any city or town or addition thereto, within their district, to alter or vacate the same, or any part thereof.

SEC. 2. That Section thirteen (13) of the same Chapter be so amended as to read as follows :

Notice of application to be given

SEC. 13. If any such proprietor or proprietors shall be desirous of obtaining such vacation, they shall post notices in writing of such intended application, in at least two of the most public places in the county in which such city, or town, or addition may be situated, and insert a copy thereof in a newspaper printed or in circulation in said county, at least thirty (30) days prior to the sitting of the Court to which he or they intend to make such application.

SEC. 3. That Section fourteen (14) of the same Chapter be amended so as to read as follows :

Proceedings of court on application being made

SEC. 14. If such applicant or applicants shall produce to said Court satisfactory evidence, that the notice required by the preceding Section of this Chapter has been given, the Court shall proceed to hear and determine said petition, and may alter or vacate said city or town or addition, or any part

thereof, and order their proceedings therein to be recorded by the Clerk with the records of said Court, and with the Register of Deeds of the county in which said city, or town, or addition is situated; *Provided* That in altering or vacating a part of any city, or town, or addition, no street or alley shall be vacated, except so far as the same lie between blocks or lots which are at the same time vacated by the Court; and in no case shall any street or alley be closed which connects any two portions of said city, or town, or addition, which are not at the same time vacated; *Provided, further*, That if upon the hearing of said application by the said Court, any objection is made by any person or persons owning or occupying contiguous land, and whose interest will be injuriously affected by such proposed vacation, the Court shall hear them, and decide as in their judgment they deem right and proper.

SEC. 4 This Act shall take effect thirty days after its passage.

AMOS COGGSWELL

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

Approved February third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, MINNESOTA, }

February 3rd, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

CHAPTER LXIX.

An Act regulating Costs in Civil Actions.

- SECTION 1. Costs other than actual charges and disbursements in civil actions abolished.
2. Charges heretofore allowed by Statutes to continue to be allowed.
3. Repeal of Statutes authorizing courts to impose costs.
4. Repeal of conflicting Statutes.
5. Act to take effect on passage.

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