

election or board of equalization of taxes, they shall receive two dollars each day; *Provided however*, That no supervisor shall receive more than the sum of sixty dollars for his services as supervisor for any one year. The town clerk of said town when acting on the board of equalization of taxes, shall receive the sum of two dollars per day for the time so employed. The town marshal of said town in addition to the fees hereinbefore provided for, may be allowed such sum or sums as a salary for the performance of those duties for which no compensations is hereinbefore provided for, as the same in the discretion of the board of supervisors shall be reasonably worth. And his salary may be fixed either at the commencement of his term of service or at the end thereof, and in case the town marshal shall become disqualified or be removed before the expiration of the term for which he was appointed, he shall receive a proportionate amount of such salary, viz.: Such a proportion thereof as the time he has served before such qualification or removal bear to one year.

Sec. 16. That the supervisors of said town shall have full power and authority in addition to the special powers hereinbefore granted, to make and pass any by-law or ordinance for the well being of said town, and to preserve the peace and good order of the town, and for the security and good government of said town and for the police regulation of said town and all such by-laws, and all such by-laws and ordinances are hereby declared to have the force of law; *Provided*, They be not repugnant to the constitution and laws of the United States and of this state. Said act of 1870 and all acts amendatory thereof, or supplementary thereto, and all ordinances passed under and in pursuance of said act, or of amendments thereof, or parts of acts supplementary thereto, shall relate to and be in force in the following territory, viz.: In said town of Albert Lea, Freeborn County, Minnesota.

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

Approved March 9, 1874.

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## CHAPTER XXVII.

AN ACT TO AMEND CHAPTER ELEVEN OF THE SPECIAL LAWS OF 1872, BEING AN ACT TO AUTHORIZE THE INCORPORATION OF THE CITY OF FARIBAULT.

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

SECTION 1. That section six of chapter one of said act as the same is amended by section one of chapter 27 of the special laws of 1873, be amended by striking out the word "recorder" in the fourth line thereof, and inserting the word "assessor" in lieu thereof.

SEC. 2. That section eight of said chapter one be amended by striking from the second line of said section the word "mayor."

SEC. 3. That section two, of chapter two, of said act, be amended by adding thereto: "the mayor shall be ex officio a member of the common council and president thereof, and shall have the same right to speak and vote upon all questions as the aldermen elected from the various wards hereinbefore provided for."

SEC. 4. That section four of said chapter two be amended so as to read as follows: at the first meeting of the common council in each year they shall proceed to elect by ballot from their number a vice president, who during the absence of the mayor from the city or his inability from any cause to discharge the duties of his office, shall exercise all the powers and discharge all the duties of the mayor. In case the mayor shall be absent at any meeting of the common council, the vice president shall act as presiding officer for the time being, and discharge the duties of said mayor. The vice president of the common council, or temporary presiding officer, while performing the duties of mayor, shall be styled the acting mayor, and the acts performed by him while acting as mayor as aforesaid, shall have the same force and validity as if performed by the mayor. The mayor and vice president of the common council shall have the right to administer oaths and affirmations.

SEC. 5. That section five of said chapter two, be amended so as to read as follows: the common council shall in the month of April, in each year, elect a recorder who shall be styled the city recorder, and shall keep his office at the place of meeting of the common council, or such other place convenient thereto as the council may determine. He shall keep the corporate seal and all the papers and records of the city, and keep a record of the proceedings of the common council, at whose meetings it shall be his duty to attend. Copies of all papers filed in his office, and transcripts from all records of the common council, certified by him under the corporate seal, shall be evidence in all courts as if the original were produced. He shall draw and countersign all orders on the treasurer in pursuance of any order or resolution of the common council, and keep a full and accurate account thereof in books provided for that purpose. The city recorder shall have power to administer oaths and affirmations and take acknowledgements of deeds and other writings.

SEC. 6. That section eight of said chapter two be amended by adding thereto the words "or the mayor of said city."

SEC. 7. That section twelve of said chapter two be amended so as to read as follows: The assessor shall be styled the city assessor, and shall perform all the duties in relation to the assessing of property for the purpose of levying of all city, county and state taxes. And upon the completion of the assessment roll, he shall return the same to the common council, who may alter, revise and equalize the same, as they may deem it just and proper. Said city assessor shall hold his office for one year, and until his successor is elected and qualified.

SEC. 8. That section eighteen of said chapter two be amended by striking out the words, "giving public notice of not less than one week, in such manner as the council may direct."

SEC. 9. That section twenty of said chapter two be amended by inserting immediately before the proviso therein the words, "in the making of which contract, or the terms or conditions thereof, the said officer had by virtue of his official position any vote."

SEC. 10. That section one of chapter three of said act be amended by inserting, next after the words "section one," the words, "The mayor, and."

SEC. 11. That subdivision first of section three of chapter three of said act, as the same is amended by section two of chapter twenty-seven of the special laws of eighteen hundred and seventy-three, be amended so as to read as follows:

*First.*—To licence and regulate the exhibitions of common showmen and shows of all kinds, and the exhibitions of caravans, circuses, concerts theatrical performances, billiard tables, nine or ten pin alleys and bowling saloons; to grant licenses to and regulate auctions and auctioneers, tavern keepers and victualing house keepers, and all persons dealing in spirituous, vinous and fermented liquors. *Provided*, That no license for dealing in spirituous, vinous or fermented liquors, shall be granted for less than seventy-five dollars or more than one hundred and fifty dollars, and no license shall be granted for a less term than one year, and all licenses shall terminate on the first Monday of May in each year. *And provided further*, That the common council may, in its discretion, grant licenses to persons engaged in the manufacture of malt liquors exclusively to deal in the same, and liquor licenses to druggists, for not less than fifty per cent. of the sum required for licenses of other dealers in liquors.

SEC. 12. That subdivision thirty-second of section three of said chapter three be amended by striking out the word "and" in the fourth line and inserting the word "or" in lieu thereof.

SEC. 13. That section four of said chapter three be amended by

striking out the word "present" in the third and tenth lines, and the words "and posted in three conspicuous places in each ward for two weeks," in the fourth and fifth lines.

SEC. 14. That section seven of said chapter three be amended by inserting in the fourth line thereof immediately after the word "therefor" the words "whenever authorized so to do by the legal voters of said city in accordance with the provisions of section three of chapter four of this act."

SEC. 15. That section two of chapter four of said act be amended by inserting in the fourteenth line next after the words "ward or wards" the words "lot or lots."

SEC. 16. That section eight of said chapter four be amended by adding thereto the following, "said tax may be collected by civil action in the name of the city or in such other manner as the council may by ordinance prescribe."

SEC. 17. That subdivision one of section two of chapter five of said act, be amended by inserting next after the word "made" in the second line the words "unless they can agree with the owner of premises which may be damaged thereby."

SEC. 18. That section six of chapter five of said act, be amended by inserting next after the word "record" in the second line the words "either written or printed or partly written and partly printed."

SEC. 19. That section three of chapter seven of said act, be amended by inserting next after the word expenses in the sixth line the words "together with twelve per cent. of said expenses additional."

SEC. 20. That section eight of chapter nine of said act be and the same is hereby repeated [repealed.]

SEC. 21. This act shall take effect and be in force from and after its passage.

Approved March 9, 1874.

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## CHAPTER XXVIII.

AN ACT TO EXTEND THE JURISDICTION OF THE CITY OF FARIBAULT OVER A PART OF THE CANNON RIVER ROAD, IN RICE COUNTY, FOR CERTAIN PURPOSES.

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