

## CHAPTER XXV.

## AN ACT TO INCORPORATE THE VILLAGE OF LYLE, MOWER COUNTY.

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

## CHAPTER I.

SECTION 1. All that part of the county of Mower, state of Minnesota, within the limits and boundaries hereinafter described, shall be a village by the name of Lyle, and the people now inhabiting and those who shall hereafter inhabit within the district of country herein described, shall be a municipal corporation by the name of the village of Lyle, who shall have the general power possessed by municipal corporations at common law, and in addition thereto, shall possess the powers hereinafter especially granted, and the authorities thereof shall have perpetual succession ; shall be capable of contracting and being contracted with, of suing and being sued, pleading and being impleaded in all courts of law and equity, and shall have a common seal, and may change and alter the same at pleasure, and may take, hold and purchase, lease and convey such real, personal and mixed estate as the purposes of the corporation may require, within or without the limits of said village.

SEC. 2. The territory included in the following limits and boundaries shall constitute the village of Lyle, viz: All of section number thirty-six, town one hundred and one north, range eighteen west.

SEC. 3. The elective officers of said village shall be a mayor, three councilmen, one recorder, one treasurer, one justice of the peace, who shall be styled village justice, one marshal and one assessor. The mayor, recorder, treasurer, marshal and assessor shall hold their respective offices for the term of one year and until their successors are elected and qualified. The justice of the peace shall hold his office for the term of two years, and until his successor is elected and qualified, and the councilmen shall hold their respective offices for the term of three years and until their successors are elected and qualified; *Provided*, That at the first annual election held under this charter, one councilman shall be elected for one year, one for two years, and one for three years, and on each and every annual election thereafter, one councilman shall be elected for the term of three years. All village officers shall have been actual residents in said village for the space of six months immediately preceding their election or appointment, and shall be qualified electors of the state.

SEC. 4. The term of all officers shall commence on the third Monday of May, and shall continue for the time specified in section three, (unless elected or appointed to fill vacancy,) and until their suc-

cessors are elected and qualified. All officers, before entering upon the duties of their respective offices, shall each take and subscribe an oath to faithfully and honestly discharge the duties of his office, which said oath of office shall be filed with the recorder of said village.

## CHAPTER II.

SECTION 1. There shall be a common council, composed of the mayor and three members, which shall be styled the common council of the village of Lyle; *Provided*, That the mayor shall only have power to preside over the same, maintain order, and decide all questions pertaining to his duties as president of said common council, but shall in no case be permitted to vote upon any question except in case of a tie vote.

SEC. 2. The village council shall judge of the qualification, elections and returns of its own members, and shall determine all contested elections, and in such cases shall have power to send for persons and papers.

SEC. 3. A majority of the village council shall constitute a quorum to do business, but a smaller number may adjourn from day to day, and compel the attendance of its absent members, under such penalties as may be prescribed by ordinance.

SEC. 4. The village council shall have power to determine the rule of its own proceedings, punish its members for disorderly conduct, and, with the concurrence of two-thirds of the members elected, expel a member, after due notice given and an opportunity extended to the accused to be heard by counsel or otherwise.

SEC. 5. The village council shall keep a journal of its proceedings, and ayes and nays, when demanded by any member present, shall be entered on the journal.

SEC. 6. The village council shall, at its first regular meeting after the annual election, appoint one overseer of each road district within said village, who shall hold his office for the term of one year, and until his successor is appointed and qualified.

SEC. 7. There shall be an annual election held on the first Tuesday in May of each year, at which the electors of said village, qualified to vote at town elections, may elect, by ballot, and by plurality of votes, the mayor, one councilman (except on the first election under this charter, when three councilmen may be elected), recorder, village justice, marshal, treasurer and assessor. The village council shall give ten days' notice of the time and place of holding said election, by posting up written notices thereof in three public places in the village, or by causing such notice to be published in one or more of the newspapers published in said village. The first election of officers in said village shall be held on the first Tuesday in May, eighteen hundred and seventy-five; *Provided*, that no election of officers shall be had, unless a majority of legal voters present and voting at such meeting, shall first have voted to accept this act, and to organize a village under its provisions.

SEC. 8. That for the purpose of the first election under this act, J. F. Humel, O. H. Lucken and L. W. Sherman, shall be inspectors of election, and also the board of canvassers for such election, and

shall perform all the duties and possess all the powers of inspectors of election and board of canvassers prescribed by this act. They shall appoint the place of holding the polls of such election, and post or publish notice thereof ten days before the same. After the first election, the council may make all needful regulations for holding elections not inconsistent with this act.

SEC. 9. Whenever a vacancy shall occur in the office of mayor, councilman or justice of the peace, such vacancy shall be filled by a new election, which shall be ordered within ten days after such vacancy shall occur, and ten days' notice of such election shall be given, as in general elections. Any vacancy occurring in any other office shall be filled by the common council, whether such vacancy is caused by a failure to elect, or from a tie vote having been cast for candidates. The person elected or appointed to fill a vacancy, shall hold his office and discharge the duties thereof for the unexpired term, and with the same rights and subject to the same liabilities as the person whose office he may have been elected or appointed to fill.

SEC. 10. No officer shall receive compensation except the marshal, recorder, overseer of roads, village justice and assessor, and such other officers as may be created by the village council, and in all such cases compensation shall be fixed by law.

SEC. 11. Any person having been an officer of the village who shall not within six days after requested by his successor in office deliver all books, papers, property or effects in his hands pertaining to such office or belonging to the village, shall forfeit to the use of the village one hundred dollars, and shall be liable for all damages caused by such refusal or neglect, and such successor may recover possession of such books, papers, property or effects in the manner prescribed by the laws of the state for other officers.

SEC. 12. Any officer removing from the village, or any officer who shall neglect or refuse for ten days after notice of his election or appointment to enter upon the discharge of the duties of his office, shall be deemed to have vacated the same, and the village council shall proceed to fill the vacancy as prescribed.

### CHAPTER III.

SECTION 1. Every person elected or appointed to any office under this act, shall before he enters upon the duties of his office, take and subscribe an oath of office and file the same duly certified by the officer taking the same with the recorder of the village, and the treasurer, marshal and such other officers as the council may direct, shall severally, before entering upon the duties of their respective offices, execute to the village of Lyle a bond with at least two sureties, (to be approved by the village council,) who shall make affidavit that they are each worth the penalty specified in said bond over and above all debts, exemptions or liabilities, and said bond shall contain such penal sum and such conditions as the village council may deem proper, and they may from time to time require new or additional bonds, and remove from office any officer refusing or neglecting to give the same.

SEC. 2. Should there be a failure by the people to elect any offi-

cers herein required to be elected on the day designated, the village council may order a new election to be held, ten days' notice of the time and place of holding the same to be given as in general elections.

SEC. 3. The mayor shall, when present, preside over the meetings of the village council, and take care that the laws of the state and the ordinances of the village be strictly enforced and duly observed, and that all other executive officers of the village discharge their respective duties. The mayor or any two councilmen, may call special meetings of the council. He shall have power to execute all acts that may be required of him by an ordinance made in pursuance of this act, and is hereby authorized to call upon every inhabitant of said village over the age of eighteen years, to aid in enforcing the laws or carrying into effect any law or ordinance; any person who shall not obey such call, shall forfeit to said village not more than twenty-five dollars nor less than five dollars.

SEC. 4. In case the mayor shall be guilty of any willful oppression or corrupt partiality in the discharge of the duties of his office, he shall be liable to be indicted in the district court of Mower county, and on conviction he shall be fined not more than five hundred dollars, and the court shall have power (on recommendation of the jury,) to add to the judgment of the court, that he be removed from office.

SEC. 5. In case the mayor shall be absent from any meeting of the village council, they shall proceed to elect one of their own number a temporary presiding officer, who shall discharge all the duties of mayor for the time being. In case of the absence of the mayor from the village or his inability from any reason, to discharge the duties of his office, the council shall elect by ballot from their own number, an officer who shall be styled acting mayor, and all acts performed by him, shall have the same force and validity as if performed by the mayor.

SEC. 6. The recorder shall keep the corporate seal and all the papers and records of the village, and keep a record of all proceedings of the village council. He shall draw and countersign all orders on the treasurer in pursuance of any order or resolution of the village council, and keep a full and accurate account thereof in a book provided for that purpose, and make a full and fair record of all the by-laws, rules or ordinances made or passed by said village council. The recorder shall have power to administer oaths or affirmations, and copies of all papers filed in his office, and transcripts from the records of the village council certified to by him under the corporate seal, shall be evidence in all courts in like manner as if the original were produced. He shall report annually on the first day of June to the council, an estimate of the expenses of the village for the current year, and the revenues necessary to be raised therefor, and the fiscal year of the village shall commence on the first day of July. He shall countersign all contracts made in behalf of the village and all certificates of work done by order of the village council. He shall examine the reports, books, papers, vouchers and accounts of the treasurer, and shall perform such other duties as the village council may direct. He shall not be directly or indirectly interested

in any job or contract to which the village is a party. He shall receive for his services such sum as the village council may deem proper, not to exceed one hundred dollars per annum.

SEC. 7. The treasurer shall receive all moneys belonging to the village and keep an accurate and detailed account thereof, and on the first day of July and quarterly thereafter, he shall exhibit to the village council a full and detailed account of all receipts and expenditures after the date of the last quarterly report, and also the state of the treasury, which account shall be filed by the recorder.

SEC. 8. The marshal shall execute such orders and perform such duties as are prescribed by the village council for the collection of tolls, license money and fines, for the preservation of the public peace, for the good order, cleanliness and government of the village, and for all other purposes. He shall possess the powers of a constable at law under the statutes of the state and receive like fees.

SEC. 9. The village of Lyle shall constitute one or more road districts, to be defined by the village council, and the highway labor and taxes shall belong to the general fund.

SEC. 10. The village council shall appoint one overseer of each road district, and they shall issue a warrant to him containing the whole amount of highway labor and taxes assessed and levied in his district, which said warrant shall be returned by him to the recorder of said village. The laws of the state shall apply to warning, working, suing for and collecting highway taxes, and to returning delinquent taxes, and in all other respects except as herein expressly provided. The village council shall have full power to direct the overseers when, where and how to expend the labor in the manner to be directed by them, at any point beyond the limits of the village. The village council shall perform the duties imposed by law on the supervisors of towns in levying highway labor and taxes.

SEC. 11. The village council may designate a newspaper printed in the village, in which shall be published all ordinances and other proceedings and matters required by this act, or by the laws or ordinances of the village council, to be published in a public newspaper.

SEC. 12. The village printer or printers, immediately after the publication of any notice, ordinance or resolution, or any other matters which by this act is, or by village ordinances shall be required to be published, shall file with the recorder a verified copy of such publication, which shall be conclusive evidence of the publication of such notice, ordinance, resolution or other matter.

SEC. 13. No member of the village council shall be a party to, or interested in, any job or contract with the village, and any contract in which any member of the village council may be interested, shall be null and void.

SEC. 14. The mayor, sheriff of Mower county, and each and every councilman, [marshal,] recorder, justices of the peace and constables of the precinct of which said town is a part, shall be officers of the peace, and suppress in a summary manner all disorderly behavior within the limits of the said village, and for such purposes may command the assistance of the bystanders; and if any person so commanded shall refuse to aid in maintaining the peace, every

such person shall pay a fine of not more than twenty-five dollars and not less than five dollars.

Sec. 15. The village justice shall have jurisdiction in all respects equal to the jurisdiction and powers of justices of the peace under the laws of the state of Minnesota, and the same proceeding shall be had in all respects in civil and criminal actions as are applicable to the laws of this state governing the proceedings before justices of the peace; he shall have sole exclusive jurisdiction to hear all complaints and conduct all examinations and trials in criminal cases for offenses committed in the village of Lyle, of which a justice of the peace has jurisdiction under the statutes of the state of Minnesota. The said village justice shall have exclusive jurisdiction in all cases cognizable before a justice of the peace in which said village is a party, and shall have cognizance and exclusive jurisdiction in all suits, prosecutions or proceedings for the recovery of any fine, forfeiture or penalty under any by-law, ordinance or regulation in the said village of Lyle or its charter, or for the breach or violation of any such by-law, ordinance or regulation, and in all cases of offense committed against the same. All prosecutions for assaults, batteries, riots, crimes and affrays not indictable, and for a breach or violation of any by-law, ordinance or regulation, shall be commenced in the names of the state of Minnesota and village of Lyle, and all processes and writs issued by the said village justice shall be in the names of the state of Minnesota and the village of Lyle, and shall be directed to the marshal of the village of Lyle or to the sheriff of the county of Mower, and the same proceedings shall be had in civil and criminal actions as by the laws of this state are had before a justice of the peace, except that it shall not be necessary in a complaint for a violation or breach of any ordinance, by-law or regulation of said village, to set forth in the said complaint the particular offense committed, but it shall be sufficient to charge the offender generally with a violation thereof, stating in said complaint the date of the passage and publication of the same; *Provided*, That in case of prosecutions for a breach or violation of an ordinance, by law or regulation of said village or its charter, or for any assault, battery or affray not indictable committed within the village limits, no appeal shall be allowed when the judgment or fine imposed exclusive of costs is less than fifteen dollars. In all cases of conviction for assaults, batteries and affrays within said village, and in all cases of conviction under any ordinance of said village for breach of the peace, disorderly conduct, keeping houses of ill-fame or frequenting the same, and of keeping or maintaining disorderly and ill-governed houses, the said justice shall have power, in addition to the fine or penalty imposed, to compel such offenders to give security for their good behavior, and to keep the peace for a period not exceeding six months and in a sum not exceeding five hundred dollars. The said justice shall have the same power and authority in case of contempt as a court of record. In case of the absence, sickness or other inability of said justice, or for any sufficient reason, the mayor, by warrant, may authorize any other justice of the peace within the township of Lyle to perform the duties of said justice of the peace for the village, and it shall thereupon be the duty of the mayor to inform the marshal of such substitution and

make report thereof to the common council, and they may confirm or set aside such appointment, or appoint some other justice of the peace for the village. All fines and penalties imposed by the village justice for offenses committed within the city [village] limits, or for the violation of any by-law, ordinance or regulation of said village, shall belong to and be a part of the finances of said village. The village justice shall be entitled to the same fees as are allowed by law to justices of the peace for similar services under the laws of the state of Minnesota.

SEC. 16. The village justice shall quarterly report to the common council all the proceedings instituted before him in which the village is interested, and shall at the same time account for and pay over to the village treasurer all fines and penalties collected by him belonging to said village, and said justice shall be entitled to receive from the county of Mower such fees in criminal cases occurring without the village as are allowed to other justices of the county for similar services.

SEC. 17. It shall be the duty of the village assessor to perform in the village such duties as are prescribed by law to be performed by township assessors, and he shall receive like fees.

#### CHAPTER IV.

SECTION 1. The style of all ordinances shall be "the village council of the village of Lyle do ordain." The village council shall meet at such time and place as they shall direct, and a majority shall constitute a quorum. The village council shall determine its own rules and proceedings, and be judges of the election and qualification of its own members, and have the power to compel the attendance of its absent members.

SEC. 2. The city [village] council shall have the control and management of the finances, and of all the property of the village, and the said council shall likewise have full power and authority to make, enact, ordain, establish, publish, enforce, alter, modify, correct and repeal all such ordinances, rules and by-laws, for the government and good order of the village, and for the suppression of vice as they shall deem expedient, and declare and impose penalties by fine, imprisonment, or both, and to enforce the same against any person or persons who may violate any of the provisions of such ordinances, resolutions or by-laws, and such ordinances, rules and by-laws are hereby declared to be and have the full force of law, and for these purposes shall have authority by ordinances, resolutions or by-laws; *Provided*, That they are not repugnant to the constitution and laws of this state or of the United States—

*First*.—To license persons vending, dealing in or disposing of spirituous, malt or fermented liquors, within the said village of Lyle, and persons so licensed shall not be required to obtain a license from the board of county commissioners, and shall not be prosecuted for selling, bartering or disposing of spirituous, vinous, fermented or malt liquors, if first having obtained license therefor agreeably to the provisions of chapter sixteen of the general statutes; *Provided*, That no license shall be granted for less than one hundred dollars, and

that previous to the granting of any such license, a bond shall be executed and filed with the recorder of said village, with the same conditions and with the same penal sum as required by the general act; and the council shall have full power to restrain any person from vending liquors unless duly licensed by the village council of said village.

*Second.*—To license and regulate the exhibition of common showmen and shows of all kinds, and the exhibition of caravans, circuses, concerts and theatrical performances, and also to regulate and license all auctioneers, billiard tables, pigeon-hole tables, nine or ten pin alleys and boarding [bowling] houses; *Provided*, that no such license shall be granted for less than two dollars, and the fee for issuing the same shall not exceed fifty cents; and the city [village] council may at any time revoke any license granted under this act, for the malconduct in the course of trade, and may regulate or restrain the sale of fresh or butchers' meat within the corporate limits of said village, and punish and restrain the forestalling of poultry, game, eggs or fruit within said village.

*Third.*—To restrain and prohibit the use of all gambling devices whatever, or being set or used for gambling purposes, and to restrain and prohibit all description of gaming and fraudulent devices and practices.

*Fourth.*—To prevent any riots, noise, disturbance and disorderly assemblages, to suppress and restrain disorderly houses and groceries, and houses of ill-fame, and authorize the destruction of all instruments used for the purpose of gaming, and of all spirituous, vinous, fermented or malt, mixed or intoxicating liquors of any kind, that may be kept for sale or dealt in contrary to any ordinance of said village.

*Fifth.*—To compel the owner or occupant of any grocery, cellars, tallow chandlers' shop, soap factory, tannery, [stable,] barn, privy, sewer, or other unwholesome or nauseous house or place, to cleanse, remove or abate the same, and to provide for the removal or abatement of all nuisances within the limits of the village.

*Sixth.*—To direct the location and management of slaughter houses and markets in said village, and to regulate the storing, keeping and conveying of gunpowder or other combustible materials.

*Seventh.*—To prevent the incumbering of streets, sidewalks, lanes or alleys.

*Eighth.*—To prevent immoderate riding or driving in the streets.

*Ninth.*—To prevent any person from bringing, depositing or having within the village, any putrid carcass or other unwholesome substance, and to require the removal of the same by a competent officer, at the expense of such person or persons.

*Tenth.*—To make and establish public grounds.

*Eleventh.*—To prevent damage to sidewalks.

*Twelfth.*—To prevent the shooting of firearms, fire crackers or any other projectiles, and to prevent the exhibition of any fireworks in any situation which may be deemed by the council dangerous to the village or any property therein, or annoying any citizen thereof.

*Thirteenth.*—To restrain drunkards, immoderate drinking of intox-



icating beverages, brawling and obscenity in the streets or public places.

*Fourteenth.*—To compel the owners and occupants of buildings or grounds, to remove snow, dirt or rubbish from the sidewalks, streets or alleys opposite thereto, and in his default, to authorize the removal or destruction thereof by some officer of the village at the expense of the owner or occupant.

*Fifteenth.*—To prevent the introduction of contagious diseases into the village.

*Sixteenth.*—To appropriate money and provide for the payment of the debts and expenses of the village.

*Seventeenth.*—To alter, abolish, open, widen, extend, establish, grade, repair or otherwise improve or keep in repair streets, avenues, lanes and alleys.

*Eighteenth.*—To prevent the construction, placing and condition of chimneys, fire places, hearths, stoves, stove pipes, ovens, boilers and appurtenances used in and about any building in a dangerous manner, and when found so constructed, to cause the same to be placed in a secure and safe condition, or removed, and to prevent the deposit of ashes in unsafe places, and to regulate and prevent the carrying on of manufactories dangerous in causing or promoting fires within the village.

*Nineteenth.*—To organize hook and ladder and hose and fire companies, and provide for the support and regulation of the same, and to order such companies discharged and their appurtenances to be delivered up, and to purchase fire apparatus for the use of said village.

SEC. 3. All laws, ordinances, regulations and by-laws shall be passed by an affirmative vote of the majority of the village council, and be signed by the mayor and recorder, and shall be published in the official paper of the village, or posted for ten days in three of the most public places of the village.

SEC. 4. The village council shall examine and adjust the accounts of all village officers and agents of the village, at such time as they may deem proper, and if any such officer or agent shall refuse to comply with the order of said council in discharge of the duties in pursuance of this section, the council shall declare the office of such person vacant, and may commence suit or proceedings at law against any such agent or officer who may be found delinquent or defaulting in his accounts, or in the discharge of his official duties. The council shall make full record of all such settlements and adjustments.

SEC. 5. They may appoint any number of special constables for extraordinary occasions, and they shall constitute a village police, and shall have the usual powers and be under the immediate control of the marshal, who shall be chief of police, and the whole shall be under the control of and subject to the village council.

SEC. 6. The costs and expenses of surveying the streets, lanes, alleys, sidewalks, sewers, and the erection of buildings for village purposes, and of cleansing and repairing the same, and constructing and repairing sewers, street crossings and crosswalks, made paid out of the general fund, but the expense of opening, grading, grav-

eling, paving or repairing streets or alleys to the center thereof, and also of sidewalks, shall be chargeable on the lots fronting on such improvements. [The village council shall not improve streets or sidewalks, except by a petition in writing signed by two-thirds of the owners and occupants that are living on the lots opposite such by improvements.] Sewers may be built and the expenses apportioned by the village council, among the lots and parcels of land benefited thereby. All resolutions or orders directing such improvements shall be filed and recorded by the recorder.

SEC. 7. All work by the village (except the highway taxes) shall be let by contract to the lowest bidder, and the village council may require a bond with sureties for the faithful performance of the contract. Not less than ten days' notice shall be given of the letting of the contract, by the posting of notices by the recorder in two public places in the village, to be signed by the mayor, and also filing the said notice with the recorder at the same time.

SEC. 8. All property, real and personal, in the village, except such as may be exempt by the laws of the state or is village property, shall be subject to taxation for general purposes, such property shall also be liable for such special taxes as the council shall levy. Property exempt from taxation shall be liable to assessment for building and repairing sidewalks.

SEC. 9. The village council shall report to the auditor of Mower county, the amount of general taxes levied on the village, and the amount of special taxes levied on any of the lots or portion of said village, and shall certify to him the lots or portions of the property upon which such special taxes are so levied, and it shall be the duty of the county auditor to insert such taxes in the assessment roll of the town of Lyle, and the same shall be collected by the county treasurer, or returned by him as delinquent, and all proceedings in relation thereto, including the selling, conveying and redeeming property, shall be the same as in proceedings on account of other taxes. All residents of the village shall pay a village tax on their personal property, wherever situated, proportionally with their real estate tax; *Provided*, That the amount of such special taxes levied in any year shall not exceed the sum of five mills upon each dollar of valuation, and the amount of such general taxes levied in any year shall not exceed the sum of three mills upon each dollar of valuation.

SEC. 10. The damages sustained by reason of laying out, opening or altering any road, street or alley, may be agreed on in the same manner as in a town, under the laws of the state, and the state law shall apply in all respects in relation to the releasing of damages, the filing thereof or the assessing thereof by the village council, and appealing therefrom [to] the county commissioners, except the recorder is substituted for the town clerk, and the village council for supervisors. All such damages and repair shall be levied as a tax upon the village at large.

SEC. 11. In all prosecutions for any violation of this act, or any by-law or ordinance of the village of Lyle, the first process shall be a warrant; *Provided*, That no warrant shall be necessary in any case of the arrest of any person or persons while in the act of violating any law of the state of Minnesota or ordinance of the village of Lyle,

but the person or persons so arrested may be proceeded against, tried, convicted and punished, or discharged, in the same manner as if the arrest had been made by warrant.

SEC. 12. No person shall be an incompetent judge, justice, witness or juror by reason of his being an inhabitant of said village, in any proceeding or action in which the village of Lyle shall be a party in interest.

SEC. 13. The village council may lease, purchase and hold real and personal estate sufficient for all municipal purposes thereof, and may sell and convey the same, and the same shall be free from taxation, and said village shall be liable for its just proportion of all pecuniary obligations and indebtedness heretofore contracted by the town of Lyle.

SEC. 14. The village of Lyle shall not be liable in any case for the board or jail fees of any person who may be committed by any officer of the village or any magistrate, to the jail of Mower county for any offense punishable under the state laws.

SEC. 15. This act shall take effect and be in force from and after its passage.

Approved March 9, 1875.

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## CHAPTER XXVI.

### AN ACT TO INCORPORATE THE VILLAGE OF MINNEISKA, WABASHA COUNTY, MINNESOTA.

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

SECTION 1. That all that part of the township of Minneiska, in the county of Wabasha and state of Minnesota, included within the following described limits or boundaries, to-wit: Lots numbered three, four and five, the north half of the southwest quarter, the southwest quarter of the southeast quarter, and the southwest quarter of the northwest quarter of section thirty-four, in township one hundred and nine north, of range nine west, shall be and is hereby created a village, and shall be known by the name of "The village of Minneiska," and the people now inhabiting, and those who may hereafter inhabit within the district of country herein above described, shall be a municipal corporation by the name of the village of Minneiska, and shall have all the general powers possessed by municipal corporations at common law, and in addition thereto, shall possess all the powers hereinafter specifically granted, and the authorities thereof shall have perpetual succession; shall be capable of contracting and being contracted with, of suing and being sued, pleading and being impleaded in all courts of law and equity, and may have a common seal.