

by section six of chapter two of the special laws of 1874, be and the same is hereby amended by adding at the end thereof the following, to-wit: "and every printed pamphlet or book purporting to be a publication of the official proceedings of the city council of said city, and purporting to be published and printed by authority of said city council shall be received in all the courts of this state as *prima facie* evidence that the contents thereof are the genuine official proceedings of said city council at and during the time therein stated."

SEC. 3. This act is hereby declared a public act, and shall take effect and be in force from and after its passage.

Approved March 6, 1876.

CHAPTER XXX.

AN ACT TO AMEND AN ACT CONSOLIDATING THE CITIES OF ST. ANTHONY AND MINNEAPOLIS.

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

SECTION. 1. That an act to amend an act entitled "an act consolidating the cities of St. Anthony and Minneapolis, and incorporating the same into one city by the name of Minneapolis, approved February 28, 1872," approved March 5, 1874, be amended as follows, viz.: By striking out section 6 of chapter 10 of said act and substituting the following, viz.:

Sec. 6. Whenever it shall be deemed advisable by the city council to lay, relay or extend the water mains along or through any of the streets, lanes or alleys of said city, said council is hereby authorized and empowered, and may assess and collect such proportion of the cost and expense of laying, relaying or extending said water mains, including fire hydrants and mains leading thereto, not exceeding the cost and expense of laying a six inch pipe, as said council may deem just and reasonable, and not exceeding the actual cost thereof, upon the lots or properties fronting upon the portions of the streets, lanes or alleys, through which said water mains may have been laid, relaid or extended or through which the same are proposed to be laid, relaid or extended, by an assessment of an equal sum upon each front foot of such lots or properties so fronting, or may assess and collect such proportion of said cost and expense upon the lots or properties benefited by such laying, relaying or extending of such water mains; and the balance of the said cost, if any there be, shall be chargeable to the said property of the divisions of the city in which said work shall have or may be done.

SEC. 2. And by striking out section 7 of said chapter 10 and substituting in place thereof the following:

Sec. 7. Whenever the city council shall have determined to lay, relay or extend the water mains in or through any of the streets, lanes or alleys of said city, the said council shall fix the amount that shall be chargeable to lots or properties to be assessed therefor, and shall determine whether such assessment shall be made upon the lots or properties fronting upon such improvement, or upon the lots or properties benefitted thereby, and said council shall prescribe the rule, mode or manner of apportioning the sum so fixed upon the lots or properties chargeable therewith; and it shall be the duty of the city engineer to prepare the assessment list, with plan and description of each lot or parcel of land, the amount assessed thereon, and the name of the owner or owners, if the same can be ascertained, and said assessment list, plan and description shall be handed to the city clerk of said city, and treated and disposed of in the manner hereinafter provided. *Provided*, That said council may authorize the division of any and all assessments levied upon properties for the construction of improvements named in sections five (5) and seven (7) of chapter six (6) of the act to which this act is amendatory as hereby amended, and sections two (2), four (4), six (6), and nine (9) of this chapter, and such other assessments authorized by this act or the act to which this is amendatory, into installments, and direct the payment thereof, in not exceeding three annual payments, with interest thereon at an interest not exceeding twelve per cent. per annum until fully paid, and each installment shall be collected as hereinafter provided, as though the same were distinct assessments.

Sec. 3. And by striking out section 11 of said chapter 10 and inserting in the place thereof the following:

Sec. 11. Upon the receipt of any warrant for the collection of any special assessment, the city treasurer shall forthwith give ten days notice by publishing the same three times in the official paper of the city, that such warrant is in his hands for collection, briefly describing its nature, and requesting all persons interested to make immediate payments at his office, and that in default thereof, the same will be collected at the cost and expense of the persons liable for such assessments.

Sec. 4. And by adding to the end of section 17 of said chapter 10, the following: "And in all cases of assessment under this act, where judgment has been or shall be refused by the court before which application for judgment is made, and in all cases where any court has heretofore or may hereafter set aside or declare void any such assessment, as to any lots or parcels of land, or where any lots or properties have been by inadvertance omitted from any assessment in which they should have been included, in such cases the council shall have the power to re-assess any or all of such properties as omitted, or against which judgment has been refused or set aside, considering in such re-assessments the other properties assessed for the same improvement, and re-assessing upon such properties so omitted or against which judgment has been refused or vacated, an equal sum per front foot with other properties assessed for the same improvement where the assessment has been made in that manner, or according to the proportion of benefits conferred upon such properties, where other properties assessed for the same improvements have been assessed in proportion to benefits; and all

assessments made and levied upon properties in said city for laying, relaying or extending water mains during the years 1874 and 1875, are hereby declared valid and in all respects legalized and confirmed.

SEC. 5. That there be added at the end of subdivision nineteen (19) of section three (3) of chapter four (4) of said act the following words viz.: "and also to license and regulate all peddlers doing business within said city."

SEC. 6. This act shall be in force from and after its passage.

Approved March 6, 1876.

CHAPTER XXXI.

AN ACT TO AMEND SECTION ELEVEN (11) OF CHAPTER SIX (6) OF AN ACT ENTITLED AN ACT CONSOLIDATING THE CITIES OF ST. ANTHONY AND MINNEAPOLIS AND INCORPORATING THE SAME INTO ONE CITY BY THE NAME OF MINNEAPOLIS, APPROVED FEBRUARY 28, 1872.

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

SECTION 1. That section eleven of chapter six of an act entitled an act consolidating the cities of St. Anthony and Minneaplis and incorporating the same into one city by the name of Minneapolis be amended by striking out of said section all after and including the word *provided* where it is in said section.

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

Approved March 2, 1875.

CHAPTER XXXII.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE VILLAGE OF HOUSTON, IN THE COUNTY OF HOUSTON, AND STATE OF MINNESOTA.

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

SECTION 1. The section twenty-eight of said act be amended by adding thereto the following: *Provided*, That the said town of Houston may at any time hold their town meetings, elections and supervisors' meetings within the limits of the village of Houston.

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

Approved February 29th, 1876.