

CHAPTER LXXXV.

AN ACT AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF CHISAGO COUNTY TO ISSUE BONDS OF SAID COUNTY TO THE AMOUNT IN THE AGGREGATE OF \$5,000 AND USE THE PROCEEDS THEREOF IN THE ERECTION OF A BUILDING OR BUILDINGS TO BE USED FOR THE PURPOSES OF A COURT HOUSE, AND FOR THE OFFICES OF THE COUNTY OFFICERS AND OTHER PROPER USES OF SAID COUNTY.

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

SECTION 1. The board of county commissioners of Chisago County, in the state of Minnesota, be and they are hereby authorized to execute and issue, in the name of and for said county, bonds for the payment of money by said county in such numbers and amounts, and payable at such times and with such rates of interest (not exceeding twelve per cent. per annum), as said commissioners may determine, the aggregate amount of the principal of said bonds shall not exceed five thousand dollars, and said county shall be bound to the payment of said bonds. Said commissioners may negotiate, transfer and sell said bonds, and shall apply the proceeds of the same to the construction and erection of a building or buildings at Centre City, in said county, which shall belong to said county, and shall be used for the purposes of a court house and for the offices of the county officers of said county, and other proper uses of said county.

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

Approved February 28, 1876.

Q.

CHAPTER LXXXVI.

AN ACT TO AMEND CERTAIN SECTIONS OF THE ACT ENTITLED "AN ACT TO REDUCE THE LAW INCORPORATING THE CITY OF ST. PAUL, IN THE COUNTY OF RAMSEY, AND STATE OF MINNESOTA, AND THE SEVERAL ACTS AMENDATORY THEREOF, AND CERTAIN OTHER ACTS, RELATING TO SAID CITY, INTO ONE ACT, AND TO AMEND THE SAME," APPROVED MARCH 5, 1874, AND TO AMEND AN ACT, RELATING TO SAID CITY, APPROVED MARCH 4 1875.

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

SECTION 1. That section four of chapter one of the act, relating to the city of St. Paul, approved March 5th, 1874, above entitled, be and

the same is hereby amended so as to read and be in force as follows, to-wit:

Sec. 4. That said city of St. Paul shall be and is hereby divided into twelve aldermanic districts as follows, to-wit: The first ward of said city shall be divided into two aldermanic districts, all that portion of said first ward lying southwardly of the centre line of Tenth street, shall constitute aldermanic district numbered one, of the first ward, and all of said ward lying northwardly of the centre line of said Tenth street, shall constitute district number two, of said first ward. That all that portion of the second ward of said city that lies southwardly of the centre line of Eighth street, shall constitute aldermanic district number one, of said second ward, and all of said second ward lying northwardly of the centre line of said Eighth street, shall constitute aldermanic district number two, of said second ward. That that portion of the third ward of said city lying south of the centre line of Tenth street to College avenue, in said ward, shall constitute aldermanic district number one, of the third ward; and all of said ward lying northwardly of the centre line of Tenth street and College avenue aforesaid, shall constitute aldermanic district number two, of said third ward. That the fourth ward of said city shall be and is divided into three aldermanic districts as follows:

District No. 1.—All that portion of said ward lying southwardly of the centre of Pleasant street (otherwise called Pleasant avenue) to be extended to the city limits, to constitute district number one of said ward.

District No. 2.—All that portion of said ward lying northerly of the line of said Pleasant street (or Pleasant avenue) to Marshall avenue, and thence along said Marshall avenue easterly to the intersection with Louis street, thence southerly to Nelson street, and thence easterly to Summit avenue, thence from Summit avenue to Third street, and thence along Third street to its intersection with Pleasant avenue to constitute the second district of said ward.

District No. 3.—All that portion of said ward lying northerly from the centre of Marshall avenue west from the city limits to the centre of Louis street, thence south to Nelson street, thence east to Summit avenue, thence along Summit avenue to its intersection with Rice street, thence along Rice street northerly to the city limits, to constitute the third district of said ward.

That all that portion of the fifth ward lying southwardly of the line of Grove street, from its intersection with Mississippi street to Seventh street, and thence along the centre of Seventh street to the eastern limits of said ward, shall constitute district number one, of said fifth ward; and that all the rest and residue of said ward, shall constitute district number two of said fifth ward. That all that portion of the county of Ramsey lying west and south of the centre of the Mississippi river now constituting the sixth ward, shall comprise one district to be known as aldermanic district number six. That each of said aldermanic districts, so as above defined and constituted, shall form a separate election precinct of said city, for the holding of all the general elections provided for under the laws of this state, and for the election of all corporate election officers provided for in this act, and the several acts to which this is amendatory; *Provided, however,* That the

common council of said city may by a vote of two-thirds of the members elect of said council, divide such of said aldermanic districts as may contain over four hundred resident electors, into two or more elective precincts of said district, and from time to time designate by resolution or ordinance such election districts as may be deemed necessary, as aforesaid, in order to provide for the convenience of electors, and to prevent illegal voting, such districts to be designated by number or otherwise, as said common council may determine. *And provided further*, That said common council may by a two-third vote of all the members elect of said council, change the boundaries of the aldermanic district, in this act defined; but such change shall not be made so as to increase the numbers of said districts, nor at any time prior to the first day of June, A. D. 1877.

SEC. 2. That section one of chapter two of said act, approved March 5th, 1874, be and the same is amended so as to read and be in force as follows:

SEC. 1. That there shall be an annual election by the qualified electors of said city for elective officers hereafter provided for, held on the first Tuesday in May, A. D. 1877, and annually thereafter, in each aldermanic district in said city, and in such election precincts in said districts as may be established by resolution or ordinance of the common council, and at such place or places therein as the common council may by resolution or otherwise designate; and the polls shall be kept open from nine o'clock in the morning, until five o'clock in the afternoon, and ten days' previous notice of such election shall be given by the common council, of the time and place of holding such election, and of the officers to be elected, that no change of the boundaries of any election precinct, or the division of any precinct hereby established, shall be at any time made within thirty days prior to the time of any election appointed to be held therein. That section one of chapter two of the act approved March 4th, 1875, fixing the time of the municipal election in said city on the first Tuesday after the first Monday in November, be and the same is repealed.

SEC. 3. That section two of said act shall be amended and hereafter be in force, as follows, to-wit:

SEC. 2. That the elective officers of said city, shall be a mayor, city treasurer, city comptroller, city attorney, judge of the municipal court, and two special judges of said municipal court, all of which officers shall be residents within and qualified electors of said city, all other officers necessary for the proper management of the affairs of said city, and not otherwise provided for in this act, shall be appointed by the common council, but no greater salary or compensation shall be allowed or paid to any of said officers than is specially allowed and provided for in this act. That at the annual election of city officers, which election shall be held on the first Tuesday in May, 1877, there shall be elected one alderman in each of said aldermanic districts. Each of said aldermen to be hereafter elected shall be a qualified elector and actual resident of the ward and district for which he may be elected, and shall continue to reside in such district during the time he shall serve as such alderman. That the person so elected at said election to be held on the first Tuesday in May, A. D. 1877, for said aldermanic districts numbered by odd numbers,

shall hold their offices for one year from the time of such election, and until their successors are elected and qualified, and that the persons so elected aldermen for said aldermanic districts numbered by even numbers, shall hold their respective offices for two years from the time of such election, and until their respective successors are elected and qualified, and that annually thereafter there shall be elected six aldermen, one from each district, to succeed the aldermen whose terms of office are then about to expire, who shall hold their offices for two years, and until their successors are elected and qualified. That on the first day of June, 1876, the term of the aldermen from each of the wards, whose terms otherwise would expire on the first day of January, 1877, shall cease, terminate and end, and from that date the number of aldermen shall consist of two from each ward. That the aldermen to be elected at the said municipal election to be held in May, A. D. 1877, shall be in lieu of and supersede the aldermen now acting as such, and shall have and possess all and singular the powers conferred, and discharge and perform all the duties imposed by, this act, or otherwise by law, upon the common council of said city of St. Paul. That the present mayor shall hold his office until the first Tuesday in May, 1877. The city treasurer until the first Tuesday in May, 1880. The city comptroller until the first Tuesday in May, 1879. And the city attorney until the first Tuesday in May, 1878, until their successors are elected and qualified.

SEC. 4. That section nine of chapter two of said act, be and the same is amended so as to read as follows:

Sec. 9. That the term of any officer, unless herein otherwise provided for, shall commence on the first Thursday next succeeding the day of his election, and unless otherwise provided for shall continue for two years, and until his successor is elected and qualified.

SEC. 5. That the following compensation shall be allowed and paid to the officers of said city, and no more, to wit: That each alderman from and after the first Tuesday in May, A. D. 1876, shall receive a compensation at the rate of one hundred dollars per annum, which shall be in full for all services of every kind and nature, as such, including any other office or employment to which he may be elected or appointed by the common council. That the aldermen now acting shall receive a compensation as such, at the rate now provided by resolution of the common council of 1875, until the first Tuesday in May, 1876, but no more, nor for any other time. That the mayor of said city shall receive a salary as such, not exceeding the sum of two hundred dollars per annum, and at that rate. That the city attorney shall receive a salary of not exceeding two thousand five hundred per annum and at that rate, which said sum shall include clerk hire and all legal counsel unless ordered by a two-thirds vote of the common council, and that the office of corporation council be and the same is abolished. That the city treasurer shall receive a salary of three thousand dollars per annum, which shall include clerk hire. That the city comptroller shall receive a salary of twenty-five hundred dollars per annum, which shall include clerk hire. That the city clerk shall receive twenty-three hundred dollars per annum, which shall include clerk hire. That the pound master and assistant sanitary inspector shall receive the same compensation as is paid to policemen. That the janitor of the city

buildings shall receive a salary of six hundred dollars per annum. That it shall be the duty of the city treasurer to loan at interest all city funds in his hands, under the like conditions as are by law provided for the deposits at interest, by county treasurers, of funds in their hands, under the general law relating thereto, approved March 10, 1873. That the chief, captain of police and other policemen, shall receive such compensation as the common council may deem reasonable, but no such compensation shall exceed in amount that now allowed and paid by said city. That the compensation to be paid the members of the board of public works shall not exceed two hundred dollars per annum each, and at that rate, and that the clerk of said board shall be entitled to receive, for all services as such, a salary of twelve hundred dollars per annum, and at that rate. That section five of chapter six of said act, approved March 5th, 1874, relating to the compensation of the board of public works, and section six of the act amendatory thereof, approved March 4th A. D. 1875, be and the same are hereby repealed. That the salary of the city engineer shall be two thousand five hundred dollars per annum, and such assistants, rodmen, chainmen and clerks as the board of public works and common council may by a three-fourths vote may order. That the street inspectors of said city shall each receive a salary of one thousand dollars per annum, which shall be in full of all services as such, now or that may hereafter be required by law or imposed by the common council. That the chief engineer, assistant engineers of fire engines, drivers and other employees of the fire department, shall be paid such reasonable compensation as the common council may allow, and not exceeding the amount now allowed and paid by said city. That the common council shall have power to reduce the compensation above provided for, or amount of salary of any officer or employee, but shall not have power to increase the same, or create any other office or employment for which a salary or compensation is to be paid by said city. That it shall be unlawful for the city clerk to draw any order for the payment of any salary to any officer of said city, or employee thereof above named, at or for a greater sum or amount than shall be due such person at the rate of compensation hereinbefore provided, or that may hereinafter be provided by law.

SEC. 6. That chapter nine (9) of said act to which this is amendatory, relating to the police department, is hereby amended by adding thereto a new section, which shall read and be in force as follows, to-wit:

Sec. 9. That where stolen or lost property of any kind shall come into the hands of the police department of the city of St. Paul, and not be identified, claimed, and proven to belong said claimant, and the true owner is unknown, the said property may be sold by order of the mayor, after ten days' notice by three publications in the official paper of the city of St. Paul, and the proceeds shall be placed in the city treasury to the credit of the mayor as a contingent fund, and subject to his order for police purposes. All expenses of keeping, storing, handling, and such as may be necessarily incident to proper care of any personal property, shall be first paid by the mayor, or under his orders, and receipt taken therefor, and the balance only paid to the treasurer on due receipt therefor. *Provided*, That no such personal property shall ever be sold, so long as such property is required to be

used as evidence in any criminal or civil case, except it is done on order of court, which power is hereby expressly given to any court in this state, on motion and on proper facts shown to said court.

SEC. 7. That the common council shall have power to submit any matter to arbitration in such manner as the said council may order by a two-thirds vote of all the members of said council elect.

SEC. 8. That section sixty-eight of chapter seven, title one of said act, approved March 5th, 1874, as amended by section nineteen of the said act, approved March 4th, 1875, be and the same is amended by adding thereto the following, to-wit: "*And provided further*, That the one-half of the estimated cost of such proposed improvement hereinbefore authorized to be paid in, shall be applicable to the assessment for such improvement so chargeable to the property of the petitioners upon the line of said improvement, and thereto credited and applied, and no further assessment for such improvement shall be made upon any of such property so credited with such payment, unless otherwise ordered by a three-fourth votes of the common council.

SEC. 9. That no contract for any public improvement, under the provisions of the several acts of which this act is amendatory, shall be made at any time during the year 1876, unless the same shall be ordered by the three-fourth vote of all the members of the city council, and approved by two-thirds of the board of public works.

SEC. 10. That no alderman, member of the board of public works or other officer of said city of St. Paul, while acting as such, shall directly or indirectly be a party [to,] or interested or concerned in any contract or job with said city, or in any work prosecuted by its authority, or in the compensation to be received therefor, or in the furnishing supplies, fuel or other articles purchasable for the public use, and any contract or transaction prohibited as aforesaid shall be void, and all moneys which may be paid thereon by said city may be recovered back, and the office of any such city officer so offending shall become thereby vacant, upon conviction thereof as provided in section three of chapter two of said act, approved March 5th, A. D. 1874.

SEC. 11. The judge of the municipal court and the two special judges created by the act of March 8th, 1875, shall hold their office for the terms for which they were respectively elected; and their successors shall be chosen or elected at the general annual election as follows: "A judge of the municipal court shall be elected at the general annual election in November, 1876, and two special judges at the general annual election in November, 1879."

SEC. 12. That section seven of chapter three of the act which this amendatory is hereby amended by striking out the words, "March and December," where they occur, and insert the word, "July" instead of the word, "March," and the word, "May" instead of the word, "December." That section eight of chapter three of the act to which this amendatory is hereby amended by striking out the word, "January" and insert the word, "June." That section eleven of said act is amended by striking out the word, "January," and inserting the word, "June."

SEC. 13. That the board of public works are hereby authorized to construct a lateral sewer along Seventh street from west side of Robert street to Jackson street, and to connect the same with the Jackson

street sewer, under the same regulations; restrictions and law as now provided for the construction of sewers.

SEC. 14. This act shall take effect and be in force from and after its passage.

Approved March 1, 1876.

CHAPTER LXXXVII.

AN ACT TO REDUCE THE LAW RELATIVE TO PUBLIC SCHOOLS IN THE CITY OF SAINT PAUL, INTO ONE ACT AND TO AMEND THE SAME.

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

SECTION 1. That the city of Saint Paul, shall be considered as one school district, and all schools organized therein in pursuance of this act, shall, under the direction and regulation of the board of education as hereinafter established, be public and free to children residing within the limits thereof, between the ages of five and twenty-one years inclusive, subject to such rules and limitations as the said board may establish.

SEC. 2. The territorial limits of said board of education shall be co-extensive with the limits of the city of Saint Paul, as now existing, or as the same may be hereafter enlarged or altered, and in all cases where by such enlargement or change in the said city limits, any other school district or part thereof may be included in the territorial limits of said board of education, the organization of such other school district or part of the same may be continued by the said board of education, in its discretion and under its supervision, and for such time and under such regulations as said board of education may prescribe, and said board of education may appropriate, in such case, to the use of such organization so continued by said board, that part of the school fund and of the fund raised by taxation for school purposes which would accrue to said board of education by reason of the accession of territory occupied in whole or in part by such other school district, or make such suitable provision for the same out of the funds under the control of said board of education as said board may deem expedient.

SEC. 3. That at the annual election of the officers, which election shall be held on the first Tuesday in May, 1877, there shall be elected one school inspector in each district, which shall be the same and conform to the aldermanic districts of said city of St. Paul, and each of said school inspectors to be hereafter elected shall be a qualified elector and actual resident of the ward and district for which he may be elected, and shall continue to reside in such district during the time, he shall serve as such school inspector; [that] the persons so elected, at