

CHAPTER 134.

AN ACT AUTHORIZING THE BOARD OF EDUCATION OF DULUTH TO USE THE FUND KNOWN AS THE PERMANENT BUILDING FUND FOR CURRENT SCHOOL EXPENSES AND PROVIDING FOR ITS REIMBURSEMENT.

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

SECTION 1. That the use by the board of education of Duluth of a part of the fund known as the permanent building fund, for defraying the expenses of maintaining the schools of the independent school district of Duluth, during the year one thousand eight hundred and seventy-seven (1877), be and the same is hereby confirmed and legalized and said board of education is hereby authorized and empowered to use all of said fund, if necessary, in defraying the expenses of said schools during the current fiscal year.

SEC. 2. All moneys hereafter paid to the treasurer of said board by the treasurer of St. Louis county, on account of collections for delinquent taxes shall be credited by the treasurer of said board to said building fund, until the amount so credited shall equal the amount originally levied for such fund; *provided*, that whenever the object for which said fund was levied is fully accomplished and satisfied, then the application as aforesaid of the proceeds of delinquent taxes shall cease and determine.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved Feb. 12, 1878.

CHAPTER 135.

AN ACT TO AUTHORIZE THE COUNTY COMMISSIONERS OF MILLE LACS COUNTY, TO COMPROMISE AND SETTLE WITH THE SURETIES OF THE GENERAL BOND OF SILAS L. STAPLES, LATE COUNTY TREASURER OF SAID COUNTY.

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

SECTION 1. That the board of county commissioners of the county of Mille Lacs, and State of Minnesota, be and they are hereby authorized and fully empowered to compromise and settle with the sureties to the general treasurer's bond of Silas L. Staples, late county treasurer of said county, for such sums and on such terms as the said county commissioners shall deem just and for the best interests of the people of said county.

SEC. 2. In case any compromise or settlement be made as provided for in the foregoing section, the said sureties shall be forever fully released and discharged from all liability on said bond to the said county, and the several towns, villages and school districts of said county; *Provided*, that nothing in this act contained shall be construed to release or discharge said Silas L. Staples from his liability on said bond, or from any liability that may exist against him by reason of any act or thing that he has done or omitted to do as such treasurer; but all such liability shall continue in full force against the said Silas L. Staples, as though said sureties were not released from liability thereon; *Provided further*, That this act shall not be construed to in any manner affect any action upon said bond now pending in the district court for said county, wherein the said Staples and the sureties upon said bond are defendants.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 7, 1878.

CHAPTER 136.

AN ACT TO AUTHORIZE THE LOWERING OF THE WATER IN LAKE BEN, IN THE TOWN OF BORSNESS, IN POPE COUNTY.

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

SECTION 1. By the unanimous consent of all persons owning lands abutting upon Lake Ben, in the town of Borsness, in Pope county, they may lower the water of said lake not to exceed three (3) feet below its natural and ordinary level.

SEC. 2. The consent referred to in the preceding section shall be in writing, subscribed by the parties consenting, which writing shall be filed in the office of the town clerk of the town in which said lake is situate, before said lake can be lowered under this act.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 4, 1878.