

ter of deeds of the said county of Scott, which shall be conclusive evidence of the establishment of said highway and of the condemnation of the property thereof; *Provided*, That any person aggrieved by the determination of the commissioners herein appointed, relative to damages to property, may appeal to the district court of the county wherein such property is situated, in the same manner and with like effect, as is provided by the general law.

SEC. 3. That said commissioners shall have power to receive and collect donations, subscriptions and other aid that may be given, subscribed or pledged in aid of the construction of said bridge, and shall have power to expend the same and such other aid as may be given by the town of Belle Plaine, in the said county of Scott.

SEC. 4. That said bridge shall, when constructed, be free of any toll or charge to the United States, or any citizen thereof, or other person; and, when constructed, shall be kept in good repair by the town of Belle Plaine.

SEC. 5. That said commissioners may meet at any time or times hereafter, as they may deem advisable, and in case of the death, refusal to serve, or disability of either of the commissioners, the remaining three (3) shall constitute a quorum for the transaction of business.

SEC. 6. That said commissioners, upon the completion of said bridge and when the same is open for public travel, shall surrender the same to the supervisors of said town of Belle Plaine, and thereupon, the same shall be considered in charge of said supervisors for repairs and protection.

SEC. 7. This act shall take effect and be in force from and after its passage and approval by the Governor.

Approved March 11, 1878.

CHAPTER 145.

AN ACT TO AUTHORIZE THE CITY OF MANKATO TO CONSTRUCT WATER WORKS, AND TO CONTRACT THEREFOR.

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

SECTION 1. The common council of the city of Mankato shall have the power to construct water works, or to contract with any other person or company, for supplying water for the use of the city, and of the citizens thereof, and may establish rates for which such water shall be furnished to individuals, and may make all needful rules and regulations for the management and control of said water works. And for the purpose of furnishing a supply of water, the

common council, or those with whom it may have contracted to furnish water, are hereby authorized to draw water from any lakes, rivers or creeks within the county of Blue Earth, by means of pipes, ditches, drains, aqueducts or other means, and construct dams, bulkheads, gates and other needed structures and means for controlling water, and for its protection. And for the purpose of constructing said water works, the right of way may be obtained over and across any land needed therefor, by proceeding in the way and manner provided for the condemnation of land or real estates for laying out, opening or altering any street, lane, alley or highway in said city, except that no petition shall be necessary in any proceeding under this act.

SEC. 2. Whenever the common council shall determine to construct water works, it shall have the right to lay water mains and pipes in any and all streets, alleys, highways and public grounds of the city. And said common council is hereby authorized and empowered, by ordinance or resolution, to establish, create and define, by metes and bounds, such portion of the lands, lots and territory, included in said city to be especially benefitted by such water works, and designate the same as the "Water District," in said city, and of the amount to be raised annually, to pay the interest upon the cost and expense of the construction of said water works, fifty per cent. thereof shall be assessed and levied annually, upon the said "Water District," and the property thereof; and the remaining amount, necessary to pay said interest upon the cost of such construction, shall be levied annually on the city at large, and which said several assessments and levies shall be assessed, levied and collected, in the same manner as the other general taxes are levied and collected in said city.

SEC. 3. In case the common council shall contract with any other person or company, to supply the water for the city, and shall, by the terms of such contract, agree to pay an annual stipulated sum or amount for such supply, the common council is hereby authorized, empowered and directed to levy fifty per cent. of said amount upon said water district and the property thereof, and the balance of the amount, on the city at large, which said assessments, levies and collections, are to be made and conducted in the same manner as the general taxes, in said city, are levied and collected.

SEC. 4. In case the common council shall, at any time, conclude to extend any water mains or water pipes in said city, beyond the limits of said water district, it shall, by ordinance or resolution, so change the lines and limits of said water district, so as to include in said water district, all such lands, lots, territory and property, which shall be especially benefitted by reason of such change or extension of said water mains or water pipes.

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

Approved March 6, 1878.