

SEC. 3. By striking out the words "and publication in the Session Laws," at the close of said act.

SEC. 4. By striking out the word and figure "seven (7)," and inserting in the place thereof the word and figure "ten (10)" before the word "per cent." in section one (1) of said act.

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

Approved February 23, 1878.

CHAPTER 86.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO AUTHORIZE THE COUNTIES OF STEARNS, DOUGLASS, TODD, POPE AND MORRISON, TO ISSUE BONDS TO AID IN THE CONSTRUCTION OF RAILROADS, THE SAME BEING CHAPTER FORTY-FIVE OF THE SPECIAL LAWS OF EIGHTEEN HUNDRED AND SIXTY-NINE.

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

SECTION 1. That section one (1) of chapter forty-five (45) of the special laws of one thousand eight hundred and sixty-nine (1869) be amended so as to read as follows:

Section 1. That the county commissioners of any of the following named counties to-wit:

The counties of Stearns, Douglass, Todd, Pope and Morrison are hereby authorized to issue the bonds of their several counties for an amount not to exceed one twentieth $\frac{1}{20}$ of the total valuation of the taxable property of such county, as shown by the assessment next immediately preceeding the election at which the question of issuing said bonds shall be submitted to the electors of said county for their rejection or approval, to aid in the construction of any railroad which shall be so constructed, or to afford the several counties or either of them so issuing its bonds, railroad connection with the waters of Lake Superior, over the constructed line of the Northern Pacific Railroad.

SEC. 2. That section four (4) of said chapter forty-five (45) be amended so as to read as follows:

Section 4. Such bonds shall not be issued unless authorized by a majority of the qualified voters of said counties, or either of them so proposing to issue its bonds, voting at a regular annual election to be held as provided by law in such county; and for the purpose of taking the voice of such voters, the commissioners of each of said counties so proposing to issue its bonds, shall give thirty (30) days previous public notice in one or more newspapers

printed and published in the county proposing to issue its bonds, or in a newspaper printed and published in an adjoining county, in case no newspaper is printed and published in the county where the election is to be held, and by also posting written notices in three of the most public places in each of the towns in each county proposing to issue its bonds, setting forth the amount of bonds proposed to be issued; the purpose for which they are to be issued, the time of voting upon the question, and that the line of the railroad for which said bonds are proposed has been surveyed, and definitely and permanently located on the ground, and a plat of such location filed in the office of the county auditor of the county as hereinafter provided; and those voting in favor of such issue of bonds shall have written or printed on their ballots "For issue of Bonds for railroad," and those voting against the same shall have written or printed on their ballots "Against issue of Bonds for Railroad," and such vote shall be upon a separate ballot, and be deposited in a separate ballot box, to be provided for that purpose by the judges of such election, and said vote shall be counted and canvassed at the same time, and in the same manner as other votes polled at said election, and certified to the proper county commissioners who shall publish the same; and if a majority of said votes shall be in favor of the issue of said bonds, they shall be then issued, but not otherwise.

Provided however, That it shall not be lawful to give notice of or hold any election for the issue of any of said bonds, or to take any vote thereon, until the railroad for which the same are proposed, shall have been first definitely and permanently located in its entire line of road upon the ground, and there has been first made and filed in the office of the county auditor of the county where such vote is to be taken, a survey and plat of the line of such road so located; and, *provided further,* that it shall not be lawful to change the line of road so located, after a vote has been taken in favor of the issue of said bonds, and any such change in the location of such line of road, shall work a forfeiture and discharge of any bonds so voted or that may have been issued.

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

Approved February 18, 1878.