

## CHAPTER XXVI.

AN ACT TO AMEND SECTION TWO OF CHAPTER ELEVEN OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY, ENTITLED AN ACT TO AMEND CHAPTER FOUR OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-NINE, ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF HIGH FOREST, IN OLMSTED COUNTY, MINNESOTA.

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

SECTION 1. That section two of the special laws of one thousand eight hundred and seventy entitled an act to amend chapter four of the special laws of one thousand eight hundred and sixty-nine, entitled an act to incorporate the village of High Forest, in Olmsted county, Minnesota, be and the same is hereby amended so as to read as follows, to wit:

SEC. 2. That territory included within the following boundaries shall constitute the said village of High Forest, to wit:

Sections five and six in township one hundred and four and section thirty-one and the west half of the west half of section thirty-two in township one hundred and five, all in range fourteen, situated in Olmsted county, Minnesota.

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

Approved February 17, 1879.

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CHAPTER XXVII.

AN ACT TO AMEND SECTION THREE OF ARTICLE FOUR OF CHAPTER TWO OF THE SPECIAL LAWS OF THE STATE OF MINNESOTA, FOR THE YEAR ONE THOUSAND EIGHT HUNDRED AND SIXTY-NINE, RELATING TO THE CHARTER OF THE CITY OF RUSHFORD.

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

SECTION 1. That sub-division second of section three of article four of chapter two of the special laws of the year one thousand eight hundred and sixty-nine be amended so as to read as follows:

*Second*—The council shall have the exclusive right to license persons vending, dealing in or disposing of spirituous, vinous, malt, fermented or intoxicating liquors within the limits of said city, and persons so licensed shall not be required to obtain a license from the board of county commissioners, and shall not be prosecuted for selling, bartering or disposing of spirituous, vinous, fermented or malt liquors, without first having obtained license therefor agreeably to the provisions of chapter sixteen of the general statutes. *Provided*, That no license shall be granted for less than twenty-five dollars nor more than five hundred dollars, and that previous to the granting of any such license a bond shall be filed with the clerk, with the same conditions and with the same penal sum as required by the general act; and the council shall have power to restrain any person from, or punish any person for vending, giving or dealing in spirituous vinous, fermented, malt or intoxicating liquors, unless duly licensed by the city. *Provided further*; That nothing hereinbefore contained shall be so construed as to prevent the legal voters of said city from deciding for themselves whether license shall be granted to any person or persons within the limits of said city; and the city clerk is hereby required, on a written petition of ten or more legal voters of said city being filed in his office at any time not less than twenty-days before the annual city election for the election of city officers therein, to give notice by specification in the notice of said election, that the question of license shall be submitted to a vote at said election, which question shall be determined by ballots containing the words, "In favor of license," or "Against license," (as the case may be) which vote shall be canvassed and returned as is prescribed by law for canvassing the ballots cast for the election of city officers of said city; and if such returns show that a majority of the ballots cast at such election shall be against license, then the council of said city shall grant no license to sell or dispose of any such liquors within said city, save and except they may in their discretion license druggists, not exceeding two in number, to sell such liquors for medicinal, mechanical, chemical or sacramental purposes only, and the council shall have power to prescribe the manner in which such liquors shall be sold for any such purposes. *Provided further*, That after any vote shall have been cast against granting license as aforesaid, it shall not be necessary for the council to pass any ordinance prohibiting the sale of such liquors within said city; but the same shall be illegal therein; and in all prosecutions for any violation of any ordinance of said city passed to license, regulate, restrain or prohibit the sale of any such liquors, or for a violation of the provisions of any vote restraining said council from granting licenses as aforesaid, it shall be sufficient to merely allege in the complaint and warrant "that the accused sold such liquors contrary to the charter and ordinances of said city."

Approved February 21, 1879.

## CHAPTER XXVIII.

AN ACT TO AMEND CHAPTER THIRTY OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT, BEING AN ACT TO AMEND THE CHARTER OF THE VILLAGE OF DODGE CENTER.

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

SECTION 1. That so much of section two of chapter five of chapter thirty of the special laws of one thousand eight hundred and seventy-eight, being an act to amend the charter of the village of Dodge Center, as makes it necessary that lot owners adjoining a side-walk shall petition for repairs of the same, be and the same is hereby repealed; and the village council is hereby empowered to order and procure the repairing of side-walks in said village, whenever the same shall be necessary.

SEC. 2. That section two of chapter two of said charter be amended by striking out in the fourth line of said section two the words and figures "and one constable, who shall be ex officio marshal."

SEC. 3. That section three of said chapter be amended by adding after the words "fire warden" in the third line of said section the word "marshal."

SEC. 4. That this act shall take effect and be in force from and after its passage.

Approved March 6, 1879.

## CHAPTER XXIX.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND THE CHARTER OF THE CITY OF WINONA," AS AMENDED BY CHAPTER FIFTY, OF THE SPECIAL LAWS OF THE YEAR ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN.

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

SECTION 1. That section three of chapter two, of the act entitled "an act to amend the charter of the city of Winona," passed and approved March first, one thousand eight hundred and sixty-seven,