

CHAPTER CCCLVIII.

AN ACT TO ALLOW THE COMMON COUNCIL OF THE CITY OF SAINT PAUL TO LAY OUT A LEVEE AND STREET.

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

SECTION 1. The municipal corporation of the city of Saint Paul is hereby authorized to appropriate and condemn whatever land and real estate that may be necessary for the making and improvement of a levee or street along the Mississippi river, in the fifth and sixth wards of the city of Saint Paul, and to levy assessments therefor, as well as for the filling in and grading of said street or levee, upon the property fronting upon such improvement or upon the property to be benefited by such improvement without regard to cash valuation, as now provided by law for other local improvements, in the city of Saint Paul; *provided however, That whenever the board of public works shall be requested or required by the common council to report upon the necessity and propriety of such improvement, if in the opinion of the board of public works property cannot be found benefitted to the extent of the damages, costs and expenses necessary to be incurred thereby, they shall so report, and to what an amount of the cost property cannot be found benefited to pay for such improvement, and if the amount does not exceed a sum which would be equivalent to ten thousand dollars each ward for the entire improvement in each of said wards, the common council may order a part or either of said improvements and may order and direct the damages, costs and expenses necessary to be incurred in making said improvement in excess of the amount to be levied upon property, to the extent which the same may be benefited to be paid out of the local improvement fund of the city of Saint Paul, but not more than one of said improvements shall be ordered in any one year, and provided further, That it is hereby made the duty of the common council of said city at the next succeeding tax levy, after such improvement has been ordered, to levy a tax for a sum which shall be sufficient to reimburse the local improvement fund, for the advance made as aforesaid.*

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

Approved March 8, 1879.

STATE OF MINNESOTA,
OFFICE OF THE SECRETARY OF STATE, }
SAINT PAUL, AUGUST 28, 1879. }

I hereby certify that the foregoing laws have been carefully compared with the originals on file in this office, and that the same are true and correct copies thereof.

JOHN S. IRGENS,
Secretary of State.