

CHAPTER 46

AN ACT TO INCORPORATE THE VILLAGE OF WADENA, IN THE COUNTY OF WADENA.

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

SECTION 1. That the following described territory, to-wit: The southeast quarter ($\frac{1}{4}$) of section six (6), the northeast quarter ($\frac{1}{4}$) of section seven (7), the southwest quarter ($\frac{1}{4}$) of section five (5), and the northwest quarter ($\frac{1}{4}$) of section eight (8), all in township one hundred and thirty-four (134), range thirty-five (35), being in the county of Wadena, and State of Minnesota, be, and the same is hereby set apart and incorporated as the village of Wadena, under the provisions of chapter one hundred and thirty-nine (139), of the general laws of the State of Minnesota, of the year one thousand eight hundred and seventy-five (1875), except as otherwise provided herein.

SEC. 2. Chauncey Potter, George A. Whitney and Charles J. Stuart are hereby appointed commissioners to issue and post notices of the first election of officers to be held under the provisions of this act, which said election shall be held on the third (3d) Tuesday in March, one thousand eight hundred and eighty-one (1881).

SEC. 3. That upon the organization as directed in said chapter, one hundred and thirty-nine (139), of the general laws of eighteen hundred and seventy-five (1875), as aforesaid, the said territory shall constitute the village of Wadena, and shall thereafter be endowed with all the rights, powers and duties therein delegated and prescribed.

SEC. 4. *Provided*, however, that in lieu of electing one village constable, as provided in said chapter one hundred and thirty-nine (139), of the general laws of eighteen hundred and seventy-five (1875), the village council be, and are hereby authorized and directed to appoint a village marshal, who shall receive such fees or per diem or both as said council may allow, and who may hold such office until removed by said council, and such marshal shall have all the powers, rights and authority of a village constable, and shall be subject and liable to the general laws pertaining to the powers and duties of village constables in this State.

SEC. 5. That all processes issued by the justices of the peace of said village shall be directed to the marshal of Wadena, or any constable of said county.

SEC. 6. The village recorder shall receive such pay for his services as such recorder, as the council may provide not exceeding twenty-five (\$25) dollars a year.

SEC. 7. The village council shall have the exclusive right to

restrain, regulate and license the sale, giving away, disposing of or dealing in spirituous, vinous, fermented or malt liquors within the corporate limits of said village. *Provided*, that said village council shall charge not less than one hundred (\$100) dollars or more than three hundred (\$300) dollars for such license, and all moneys paid for such license shall be paid to the treasurer of said village for the use and benefit of said village.

SEC. 8. *Provided, further*, that nothing herein contained shall in anywise alter or affect the township organization of the township of Wadena, except as provided in said chapter, one hundred and thirty-nine (139), general laws of eighteen hundred and seventy-five (1875), and that said village shall continue to be a part of said township of Wadena, and the said township shall be as heretofore one election district for all purposes not in conflict with the provisions of this act and the township, and general elections may be held in said village, and the qualified voters of said village shall be qualified voters of said township.

SEC. 9. This act shall be a public act, and need not be pleaded nor proven in any court in this State.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved February 14th, 1881.

CHAPTER 47.

AN ACT TO INCORPORATE THE CITY OF WASECA.

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

SECTION 1. All that part of the county of Waseca, State of Minnesota, within the limits and boundaries hereafter described, shall be a city, and with the people now and hereafter inhabiting such territory, shall be a municipal corporation, known and called the "city of Waseca," and shall have the general powers possessed by municipal corporations at common law, and in addition thereto shall possess the powers hereinafter specially provided; shall be capable of contracting and being contracted with, of suing and being sued in all courts, may have a common seal, and may alter and change the same at pleasure, may take, hold, purchase, lease and convey such real, personal or mixed estate as the purpose of the corporation may require.

SEC. 2. The following described territory shall constitute the said city of Waseca: The south half ($\frac{1}{2}$) of sections seven (7) and eight (8), and the north half ($\frac{1}{2}$) of section seventeen (17), and the northeast quarter ($\frac{1}{4}$) and the east half ($\frac{1}{2}$) of the northwest quar-