

said eight hundred and seventy-two (1872), be and the same is hereby amended by adding to said sub-division "first" (1st) at the end thereof the following proviso :

"And *provided further*, that nothing herein contained shall be so construed as to prevent the people of said city from deciding for themselves whether license for the sale of intoxicating liquors in said city shall be granted to any person or persons in said city; and the recorder of said city is hereby required on the petition of one hundred or more legal voters of said city at any time not less than twenty (20) days before any annual city election to give notice that the question of license will be submitted at said election, and notice thereof shall be given by said recorder by posting written or printed notices in two of the most public places in each ward of said city, at least twenty (20) days prior to said city election, that a vote will be taken on the subject of licensing the sale of intoxicating liquors in said city at said election : and by publishing a like notice in one or more of the newspapers published in said city for at least two (2) weeks next preceding the time when said vote is to be taken : and said question of license shall be determined by ballots containing the words "In favor of license" or "Against license," as the case may be : which ballots shall be taken, canvassed and returned in the same manner as is prescribed by law for canvassing and returning the ballots for the election of officers of said city, and if such returns show that a majority of the votes cast at said election shall be "against license" no license for the sale of intoxicating liquors in said city shall be granted by the common council of said city."

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

Approved February 23, 1881.

## CHAPTER 68.

AN ACT TO AMEND CHAPTER TWENTY-ONE (21) OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876) ENTITLED "AN ACT AMEND CHAPTER FIVE (5) OF SPECIAL LAWS OF ONE THOUSAND EIGHTEEN HUNDRED AND SEVENTY, (1870), ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF LAKE CRYSTAL."

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

SECTION 1. That subdivision "third" (3d) of section five (5) of chapter twenty-one (21) of the special laws of eighteen hundred and seventy-six (1876) be amended so as to read as follows:

*Third.* To provide for the construction and maintenance of

suitable sidewalks and street crossings. All owners of real estate in front of, adjacent to, or upon which the board of trustees shall order or direct any sidewalk to be constructed, relaid or repaired, shall construct, relay or repair such sidewalk at their own cost and expense, in the manner and within the time prescribed by said board of trustees in a notice served as hereinafter provided. Whenever said board of trustees shall order any such work to be done, and shall, by ordinance or otherwise, prescribe the manner of constructing such work, or shall have before done so, they shall cause a notice to be given by personal service upon the owner or occupant of such real estate, or by leaving such notice at the usual place of abode of such owner or occupant, with some person of suitable age and discretion, or if such owner can not be found in Crystal Lake, and said real estate is not occupied, then by posting the same in three public places in said village three weeks before said work is to be done such notice stating the character of the work and the manner in which it is to be done, and the time within which the same shall be completed: which statement may be made in terms in said notice or by reference to any ordinance or resolution of said board of trustees then or theretofore enacted; such notice shall state upon what lot or tract of land, or in front of or adjacent to what lot or tract said work is to be done, and the name of the owner or occupant of such land need not be given or stated therein.

If the work be not done in the manner and within the time so prescribed by the board of trustees, said board of trustees may proceed to cause such work to be done by contract, by notice first duly given, as provided in section eleven (11) of this act. After the letting or awarding of the contract for constructing, relaying or repairing any sidewalk, as herein provided, said board of trustees shall proceed to assess upon the real property in front of, adjacent to, or upon which such sidewalk is to be or may have been constructed, relaid or repaired, the cost of such construction, relaying or repairing, as determined by the contract so let or awarded.

No previous notice of such assessment by said board of trustees need be given, nor shall they be required to view the premises upon which such improvement is to be or has been made, or to hear any testimony, evidence or objection relating to such assessment. After such assessment has been made, the amount so assessed shall be, by said board of trustees, returned against said lot or tract of land to the county auditor as provided in section thirteen (13) of this act, and the same shall be, by said county auditor, levied against said lot or tract of land, and the same shall be entered and carried out, collected and turned over, as provided in said section thirteen (13).

SEC. 2. That section eight (8) of said chapter twenty-one (21) shall be amended so as to read as follows:

Sec. 8. The cost and expense of surveying, locating, improving and grading streets and alleys, and locating, constructing and re-

pairing sewers, reservoirs, cisterns, drains and buildings for village purposes, street crossings and cross walks, shall be paid out of the general funds of the village; but the grading, building and repairing of sidewalks shall be chargeable to the lots and tracts of land fronting on said improvements. The board of trustees shall not grade streets or build walks, except upon a petition in writing signed by two-thirds ( $\frac{2}{3}$ ) of the owners and occupants of the lots and tracts of land fronting on said improvements; but said board may repair and improve streets, and repair and rebuild sidewalks, without such petition.

SEC. 3. That section fifteen (15) of said chapter twenty-one (21) shall be amended so as to read as follows:

Sec. 15. The general laws of this State shall apply in all respects, so far as applicable, to the laying out of roads, streets and alleys, the release, assessment of, agreement as to the damages resulting therefrom, the filing of all orders, assessments, agreements and papers relating thereto, and appealing therefrom, the recorder being herein substituted for the town clerk and the board of trustees for the board of supervisors; *Provided*, that none of said papers need be filed elsewhere than with the village recorder. All such damages shall be paid out of the general funds of the village.

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

Approved February 17, 1881.

## CHAPTER 69.

AN ACT TO AMEND SECTION THREE (3) OF CHAPTER FOURTEEN (14), SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876), BEING AN ACT TO INCORPORATE THE VILLAGE OF LE ROY IN MOWER COUNTY.

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

SECTION 1. That section three (3) of chapter fourteen (14) of special laws of one thousand eight hundred and seventy-six (1876) be and the same is hereby amended by adding the following:

*Sixth.* The village council may at their discretion grant or issue a druggist's license for a less sum than fifty (\$50) dollars, provided such license shall not be granted for a less sum than ten (\$10) dollars, and *provided* also, that said license shall be granted only for the purpose of selling spirituous liquors for medicinal purposes and on the prescription of a duly qualified and accredited physician, or for mechanical purposes.

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

Approved February 10th, 1881.