

## CHAPTER 7.

AN ACT TO INCORPORATE THE VILLAGE OF BROWN'S VALLEY,  
TRAVERSE COUNTY, MINN.

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

SECTION 1. That the following described territory in the county of Traverse, State of Minnesota, to-wit:

All of section thirty-three (33), township one hundred and twenty-five (125), north of range forty-nine (49) west, and all of section nineteen (19), township one hundred and twenty-five (125), north of range forty-nine (49), west, in the State of Minnesota and county of Traverse aforesaid, be and the same is hereby set apart, constituted and incorporated as the village of Brown's Valley, under and subject to the provisions of chapter one hundred and thirty-nine (139) of the general laws of one thousand eight hundred and seventy-five (1875), and the inhabitants of said territory shall form and constitute a municipal corporation at common law together with the power granted and conferred by said chapter one hundred and thirty-nine (139) of the general laws of one thousand eight hundred and seventy-five (1875.)

SEC. 2. S. W. Chadburn, Walter Steers and E. C. Goodnow are and are hereby appointed as the persons to act under section nine (9), of said chapter one hundred and thirty-nine (139), of the general laws of one thousand eight hundred and seventy-five (1875), to call and give notice of the first election in said village and the secretary of state is hereby directed to issue his official notification of the passage of this act to said persons.

SEC. 3. That in lieu of electing one village constable as provided in said chapter one hundred and thirty-nine (139), of the general laws of the year, A. D., one thousand eight hundred and seventy-five (1875) the village council are hereby authorized, empowered and directed to appoint a village marshal and an assistant marshal, who shall hold their offices at the pleasure of the council and whose duties, in addition to those now prescribed by law for village constable shall be prescribed by the village council of said village, and who shall receive in addition to the fees now allowed by law to the village constable, such per diem as the village council may ordain, and such marshal and assistant marshal shall qualify in the same manner and 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. 4. That there shall be two justices of the peace elected as provided for in said chapter one hundred and thirty-nine (139) of the general laws of the year one thousand eight hundred and

seventy-five (1875.) Said justices shall have sole and exclusive jurisdiction of all suits, prosecutions and proceedings for the recovery of any fines, foreclosures or penalty under any by-law, ordinance or regulation of said village.

All prosecutions for assault and batteries and affrays, not indictable, and for a breach or violation of any by law, ordinance or regulation of said village, shall be commenced in the name of the village of Brown's Valley, and the same proceedings shall be had as are required by law in criminal cases tried before justices of the peace, and all fines imposed or collected in such cases and in all cases tried before said justices for any violation of law committed within said village shall accrue to the benefit of said village. *Provided*, that an appeal from any judgment or decision of said justices shall be allowed as now provided by law for appeals from judgments rendered by justices of the peace.

SEC. 5. That in all actions or proceedings arising or growing out of this chapter or said chapter one hundred and thirty-nine (139), A. D. one thousand eight hundred and seventy-five, (1875,) or out of or under any ordinance, by-law or regulation of the said village council, all processes issued by either of the said village justices shall be directed to the marshal or assistant marshal of the village of Brown's Valley.

SEC. 6. In addition to the general powers conferred by the said chapter, the village council of said village shall also have power

*First.* To prescribe such additional duties for the officers of said village as they may by ordinances direct.

*Second.* To appoint such additional special officers for said village as may be necessary therefor.

*Third.* To provide for the compensation of the officers of said village. *Provided*, that no member of the said village council shall receive any pay or fee except the village recorder.

SEC. 7. That the recorder shall be the recording officer of said village and said village council. He shall have the custody of the seal of said corporation (if any) and of all records thereof, not necessarily and specifically appertaining to the other officers thereof. He shall receive all moneys payable to said corporation, and shall immediately pay the same over to the treasurer, charging him therewith and taking his receipt therefor. He shall keep all the accounts of the corporation. But no such order shall ever be drawn by said recorder unless the sum shall be in full or part payment of a claim against said corporation previously audited and allowed by the village council, and the recorder shall also receive and keep record of all chattel mortgages presented to him for such purpose in the same manner and way as prescribed by law for town clerks, and all chattel mortgages filed in the office of said recorder shall have the same effect and be noticed to the same extent as chattel mortgages filed in the office of the township clerk.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved February 23, 1881.