

## CHAPTER 28.

AN ACT TO AMEND CHAPTER SEVENTY-TWO (72), OF THE SPECIAL LAWS, A. D. ONE THOUSAND EIGHT HUNDRED AND EIGHTY-ONE (1881), [APPROVED MARCH SEVEN (7), ONE THOUSAND EIGHT HUNDRED AND EIGHTY-ONE (1881),] ENTITLED AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE VILLAGE OF MARSHALL," APPROVED FEBRUARY SEVENTEEN (17), ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876).

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

SECTION 1. That chapter one (1) of chapter seventy-two (72), of special laws of A. D. one thousand eight hundred and eighty-one (1881), approved March seventh (7th), A. D. one thousand eight hundred and eighty-one (1881), entitled an act to amend an act, entitled "an act to incorporate the village of Marshall," approved February seventeen (17), one thousand eight hundred and seventy-six (1876), be amended by striking out all of section two (2) of said chapter one (1).

SEC. 2. That section six (6) of chapter two (2), of said chapter seventy-two (72), be amended by striking out the word "village" in the last line of said section, and inserting in lieu thereof the word "all".

SEC. 3. That section seven (7) of chapter two (2) be amended so as to read as follows:

Section 7. All elections in said village shall be held and conducted by the trustees, who shall be judges of election and shall take the usual oath or affirmation as prescribed by the general laws of the state to be taken by judges of election, and shall have power to appoint clerks of such elections, and to administer the necessary oaths. Such election shall be held and conducted in the same manner and under the same penalties as required by the laws of this state, regulating elections.

SEC. 4. That section two (2), of chapter three (3) of said chapter seventy-two (72), be amended by striking out the words "or a reduction of their number renders it necessary", in the thirteenth (13th) and fourteenth (14th) lines of said section.

SEC. 5. That section eight (8) of said chapter three (3) be amended so as to read as follows:

Section 8. There shall be a marshal of said village, who shall be appointed by the president, by and with the consent of the common council, and who shall perform such duties as shall be prescribed by the common council for the preservation of the public peace; said marshal is hereby vested with the powers of constables, in the service of writs as granted them by the laws of this state, and may pursue into any county in this state, and take and bring back for trial, any person charged with offending against any ordinance of the village.

SEC. 6. That section nine (9) of said chapter three (3) be amended by adding thereto the following:

The common council shall elect by ballot, and fix the salary of a village assessor, who shall qualify and perform the duties pertaining to his office in accordance with the general statutes of this state, in

regard to township assessors. The village assessor shall complete his assessment roll and file the same with the Recorder, on or before the fourth (4th) Monday in June of each year. The President, Recorder and Assessor shall meet at the office of the Recorder on the fourth (4th) Monday in June of each year, for the purpose of reviewing the assessment of said village; and they may alter, revise and equalize the same, as they may deem just and proper. The assessor shall thereupon, and on or before the first (1st) Monday in July of each year, attach to said assessment roll, the certificate required by section forty-one (41), of chapter eleven (11), of the General Statutes of Minnesota, and return the same to the county auditor of Lyon county.

SEC. 7. That section ten (10) of said chapter three (3), be amended by inserting after the word "thereto" in the third (3d) line of said section, the word "original," and by inserting after the word "exclusive" in said line, the words "and final".

SEC. 8. That said section ten (10) be further amended, by striking out all that portion of said section included between the word "same" in the eleventh (11th) line of said section, and the word "all" in the sixteenth (16th) line of said section.

SEC. 9. That said section ten (10) be further amended by striking out the word "as," in the twenty-fourth (24th) line of said section, and inserting in lieu thereof the word "where."

SEC. 10. That section twelve (12) of said chapter three (3), be amended so as to read as follows:

Section 12. If the village justice is a party at interest, or absent, or sick or is deprived of jurisdiction in any case under the laws of this state, then the president of the common council shall designate a justice of the peace of Lyon county, before whom any case shall be tried in the same manner as before the Justice of the Peace of said village, but his residence in said village, shall not deprive the village justice of jurisdiction of actions brought in favor of, or against said village, when such actions are otherwise within the jurisdiction of such Justice of the Peace.

SEC. 11. That section three (3) of chapter four (4), of said chapter seventy-two (72), be amended by inserting before the word "authority" in the twenty-first line of said section the word "exclusive."

SEC. 12. That section four (4) of said chapter five (5), be amended by striking out the word "September," in the second and third lines of said section, and inserting in lieu thereof, the word "November"

SEC. 13. That section five (5) of chapter six (6), of said chapter seventy-two (72), be amended by striking out the first five (5) lines of said section, and up to and including the word "lots" in the sixth (6th) line of said section.

SEC. 14. That section two (2) of chapter ten (10) of said chapter seventy-two (72), be amended by striking out the word "elect" in the last line of said section.

SEC. 15. That sections fourteen (14) and fifteen (15), of said chapter ten (10), be and the same are hereby repealed.

SEC. 16. That section four (4) of said chapter ten (10) be amended by striking out the last four lines of said section.

SEC. 17. This act shall take effect and be in force from and after its passage.

Approved February 26, 1883.