

such election on said question shall be 'For pay of mayor and aldermen,' then and in that case the said mayor and aldermen shall be entitled to receive the compensation aforesaid."

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved February 28, 1885.

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## CHAPTER 32.

AN ACT TO AMEND CHAPTER EIGHTEEN (18) OF THE SPECIAL LAWS OF THE EXTRA SESSION OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-ONE (1881), BEING AN ACT TO INCORPORATE THE CITY OF BRAINERD IN CROW WING COUNTY.

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

SECTION 1. That section two (2) of chapter one (1) of an act to incorporate the city of Brainerd in Crow Wing county, approved November nineteenth (19th), A. D. one thousand eight hundred and eighty-one (1881), be amended by adding thereto the following: "The east half ( $\frac{1}{2}$ ) of sections nineteen (19) and thirty (30), and all of section thirty-one (31), in township forty-five (45) of range thirty (30), west of the fifth (5th) principal meridian."

SEC. 2. That section two (2) of chapter two (2) of said act as amended by section one (1) of chapter eight (8) of the special laws of A. D. one thousand eight hundred and eighty-three (1883), be and the same is hereby further amended to read as follows: "The elective officers of said city shall be a mayor, treasurer, clerk, municipal judge, assistant municipal judge and assessor, who shall be qualified electors of said city, and two (2) aldermen and one (1) street commissioner in each ward, who shall be qualified electors of their respective wards; all other officers for said city shall be appointed by the city council unless otherwise provided. The municipal judge, assistant municipal judge and aldermen shall hold their offices for two (2) years and until their successors are elected and qualified; all other officers shall hold their offices for one (1) year and until their successors are elected or appointed and qualified."

SEC. 3. That section six (6) of chapter two (2) of said act be amended to read as follows: "All persons entitled to vote for county and state officers and who shall have resided in the city for four (4)

months next preceding the election, and ten (10) days in the ward where they offer to vote shall be entitled to vote for any officer to be elected or question to be voted upon under this act and to hold any office hereby created; *Provided*, That no person shall be eligible to the offices of mayor, aldermen, clerk or municipal judge who has not resided in the city for the period of one (1) year next preceding the election, and who is not the owner of real estate therein."

SEC. 4. That section two (2) of chapter three (3) of said act be amended by inserting after the word "city" in the sixth (6th) line thereof, the following: "And shall be *ex officio* a member of said council for the purpose only of casting the deciding vote upon any question before said council when the aldermen composing said council present and voting are equally divided thereupon."

SEC. 5. That section one (1) of chapter five (5) of said act be amended by striking out the word and figure "four (4)" in the proviso in said section and inserting in lieu thereof the word and figure "ten (10)."

SEC. 6. That chapter five (5) of said act be amended by adding thereto the following sections:

Sec. 4. The city council, with the approval of the mayor, is hereby authorized and empowered to issue the bonds of said city in a sum not exceeding fifteen thousand (15,000) dollars, for the purpose of building and constructing sewers in said city. Said bonds shall be made to run not less than five (5) nor more than twenty (20) years, and shall draw interest not exceeding seven (7) per cent per annum, and shall be signed by the mayor and treasurer and attested by the clerk, with the seal of said city.

Sec. 5. The city council, with the approval of the mayor, is hereby authorized and empowered to issue the bonds of said city in a sum not exceeding ten thousand (10,000) dollars, for the purposes of funding the present indebtedness of said city and the erection of a city prison and the purchase of a suitable site therefor. Said bonds shall be made to run not less than five (5) nor more than twenty (20) years, and shall draw interest not exceeding seven (7) per cent per annum, and shall be signed by the mayor and treasurer and attested by the clerk with the seal of said city.

SEC. 7. That the third (3d) subdivision of section two (2) of chapter four (4) of said act be and the same is hereby amended by inserting after the word "keepers" therein, the words "inmates or frequenters."

SEC. 8. That section three (3) of chapter one (1) of said act be and the same is hereby amended so as to read as follows:

Sec. 3. The city shall be divided into five (5) wards, to be called first (1st), second (2d), third (3d), fourth (4th) and (fifth) 5th wards, limited and described as follows:

#### FIRST WARD.

All of the territory south of the main line of the Northern Pacific railroad, west of Seventh street, as described in the original plat of the townsite of Brainerd, and east of the Mississippi river, shall constitute the first (1st) ward.

## SPECIAL LAWS

## SECOND WARD.

All of the territory north of the main line of the Northern Pacific railroad, lying between the Mississippi river on the west and north and the ravine (so called) on the east, shall constitute these cond (2d) ward.

## THIRD WARD.

All of the territory north of the main line of the Northern Pacific railroad and east of the ravine aforesaid shall constitute the third (3d) ward.

## FOURTH WARD.

All of the territory south of the main line of the Northern Pacific railroad and east of the Seventh street aforesaid shall constitute the fourth (4th) ward.

## FIFTH WARD.

All of the territory lying west of the Mississippi river within the limits of the city of Brainerd shall constitute the fifth (5th) ward.

SEC. 9. That section two (2) of chapter two (2) of chapter eighteen (18) of the special laws of one thousand eight hundred and eighty-one (1881), extra session, be and hereby is amended by inserting in the third (3d) line thereof, after the word "ward," the words "except the fifth ward, which shall be entitled to but one (1) alderman."

SEC. 10. That each ward shall be and constitute a distinct and separate election district within and for the city, and the respective councilmen, or the persons whom they designate, shall be judges of election in their respective wards and shall appoint the clerks of election.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved February 27, 1885.