

shall be taken and deemed to be a part of the bond herein required, and said present officers shall only be required to give such additional bond as may be necessary to make the entire amount of their bonds equal to the sum herein required for their respective bonds.

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

Approved April 20, 1891.

CHAPTER 11.

[S. F. No. 655.]

AN ACT TO AMEND CHAPTER FOUR HUNDRED AND TWENTY-FIVE (425) OF THE SPECIAL LAWS OF MINNESOTA FOR ONE THOUSAND EIGHT HUNDRED AND EIGHTY-NINE (1889), ENTITLED "AN ACT TO CREATE A POLICE PENSION FUND FOR RETIRED POLICEMEN AND THE WIDOWS AND CHILDREN OF POLICEMEN KILLED WHILE IN ACTUAL PERFORMANCE OF POLICE DUTY IN AND FOR THE CITY OF ST. PAUL," APPROVED MARCH TWENTY-SEVENTH (27th), ONE THOUSAND EIGHT HUNDRED AND EIGHTY-NINE (1889).

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

SECTION 1. That chapter four hundred and twenty-five (425), of the Special Laws of Minnesota for one thousand eight hundred and eighty-nine (1889), entitled "An act to create a police pension fund for retired policemen and the widows and children of policemen killed while in actual performance of police duty in and for the city of St. Paul," approved March twenty-seventh (27th), one thousand eight hundred and eighty-nine (1889), be and the same is hereby amended as follows:

First—By striking out the words and figures "eighteen (18) years or upwards," in line twenty-three (23) of section three (3) of said act, and inserting in lieu thereof the words and figures "twenty (20) years or upwards, and shall have arrived at the age of not less than fifty (50) years, or who shall be totally disabled from an injury received while in the actual performance of police duty."

Second—By striking out section five (5) of said act and inserting in lieu thereof the following:

"Sec. 5. If at any time there should not be sufficient money to the credit of the police pension fund to pay all claims against it in full, an equal percentage shall be paid upon said claims to the full extent of the funds on hand, and shall be accepted as payment in full by the claimants, and no claimant shall have any legal or equitable demand or cause of action against the city of St. Paul save to the extent of his or her proportionate share of said fund under the provisions of this act; *Provided, however,* that no rights of any person or persons which have accrued under said act, prior to this amendment thereof, shall be affected by this amendment;

"*Provided*, that neither the city council nor any other department of the city government of St. Paul shall have any authority to appropriate any money or carry any cash or credit to said police pension fund from any source, or in any manner, except as now provided by law, and except to reimburse the same."

Third—By adding another section to read as follows:

"Sec. 6. This act shall take effect and be in force from and after its passage."

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

Approved April 14, 1891.

CHAPTER 12.

[H. F. No. 1142.]

AN ACT TO AMEND THE CHARTER OF THE CITY OF ST. PAUL IN RELATION TO THE DUTIES AND POWERS OF THE BOARD OF PUBLIC WORKS OF SAID CITY.

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

SECTION 1. That section two (2) of title one (1) of chapter seven (7) of Chapter seven (7) of the Special Laws of one thousand eight hundred and eighty-seven (1887), as amended by Chapter thirty-two (32) of the Special Laws of one thousand eight hundred and eighty-nine, (1889) be and the same is hereby amended by adding thereto the following:

"And the city of St. Paul is hereby authorized and empowered to change the grade of any street and condemn and take an easement in the land abutting on said street for the construction of slopes and fills in the grading of said street to the grade as so changed as one (1) improvement and under one (1) and the same proceeding."

SEC. 2. That section seventeen (17) of title one (1) of chapter seven (7) of Chapter seven (7) of the Special Laws of eighteen hundred and eighty-seven (1887) be and the same is hereby amended so as to read as follows:

Sec. 17. When such assessment shall have been confirmed the same shall be a lawful and sufficient condemnation of the land ordered to be appropriated, and of every right, title, estate, lien and interest therein except as to those who have appealed therefrom as provided by section sixteen (16) of this title. The city of St. Paul shall thereupon cause to be paid to the owner of such property the amount of damages over and above all benefits which may have been awarded therefor within six (6) months after date of the confirmation of such assessment, with interest at the rate of seven (7) per cent per annum. If in any case there shall be any doubt as to who is entitled to the damages for land taken, the city may require of the claimant a bond with good and sufficient sureties to hold the city harmless from all loss, costs and expenses in case any person should claim such damages. In all cases the title to the land taken and condemned in the manner aforesaid shall be vested absolutely in the city of St. Paul in fee simple;