

CHAPTER 127.

[S. F. No. 770.]

AN ACT TO LEGALIZE CERTAIN CLAIMS AGAINST THE CITY OF MINNEAPOLIS, AND AUTHORIZING THE PAYMENT OF THE SAME.

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

SECTION 1. WHEREAS, During the year of one thousand eight hundred and eighty-eight (1888), the said city of Minneapolis duly granted to the Minneapolis West Side Street Railway Company, a corporation, duly organized under the laws of the state of Minnesota, certain rights, privileges and franchises to grade, build, construct and operate a line of street railway on Thirty-fourth (34th) street, from Lake Calhoun to Tenth (10th) avenue south, and on Tenth (10th) avenue south from Thirty-fourth (34th) street to Twenty-ninth (29th) street south, and on Twenty ninth (29th) street to Thirteenth (13th) avenue south, and on Thirteenth (13th) avenue south to Twenty-eighth (28th) street south, and on Twenty-eighth (28th) street to Fort avenue south; and

WHEREAS, It is claimed that James Gorman, under a contract with the said West Side Street Railway Company, did the grading on said streets and avenues along the proposed line of said street railway, and the said West Side Street Railway Company, after said grading was done, being insolvent and unable to pay the said Gorman for said grading or any part thereof; and

WHEREAS, The said street railway company abandoned and forfeited its said franchise to the said city of Minneapolis, and the said city of Minneapolis having received the benefits of said grading and the labor and service of the said Gorman in grading the said streets and avenues; and

WHEREAS, It is claimed that under said contract there is now due the said Gorman from the said West Side Street Railway Company, for said grading, labor and services, the sum of four thousand one hundred and thirteen dollars and sixty-one cents (\$4,113.61); now, therefore,

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

SEC. 2. That the city council of the city of Minneapolis be and are hereby authorized and empowered to pay to James Gorman the sum of four thousand one hundred and thirteen dollars and sixty-one cents (\$4,113.61), or as much thereof as the said city council shall determine is the just and reasonable value of the said grading, labor and services to the city of Minneapolis, which has not been paid for by the said West Side Street Railway Company.

SEC. 3. That the city council of the city of Minneapolis are hereby authorized to ascertain and determine the value of said grading on said streets and avenues to the said city, and authorized and empowered to order the payment to the said Gorman of such sums as

said council shall determine to be the reasonable value of said grading, not exceeding the sum of four thousand one hundred and thirteen dollars and sixty-one cents (\$4,113.61).

That the city clerk of said city of Minneapolis is hereby authorized and empowered, upon being directed by said city council, to draw orders or warrants in favor of said James Gorman for the amount so ordered by said city council.

And the mayor of the city of Minneapolis is hereby authorized and empowered to sign said orders and warrants, and the comptroller of said city is hereby authorized and empowered to countersign the said orders or warrants drawn by said city clerk.

And the city treasurer of said city is hereby authorized and empowered to pay to the said James Gorman such sums, not exceeding the amount hereinbefore mentioned, as the said city council shall determine and order paid to the said James Gorman, such sums to be paid out of the street improvement funds of the various wards through which said streets and avenues run in proportion to the amount of grading in each ward.

SEC. 4. Nothing in this act shall be construed as making it binding or obligatory upon the city council of Minneapolis to take any action whatever upon the subject matter set out in sections one (1), two (2) and three (3) of this act, or to order the payment of any sum or sums to the said James Gorman.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved April 16, 1891.

CHAPTER 128.

[H. F. No. 393.]

AN ACT TO AUTHORIZE THE CITY OF MINNEAPOLIS TO PAY THE SUM OF TEN THOUSAND DOLLARS (\$10,000), ADVANCED FOR THE RELIEF OF THE SUFFERERS OF JOHNSTOWN, PENNSYLVANIA.

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

SECTION 1. That the city council of the city of Minneapolis is hereby authorized and empowered to pay the sum of ten thousand dollars (\$10,000) in satisfaction of a certain note dated July sixth (6th), eighteen hundred and eighty-nine (1889), for that sum, signed by Elwood S. Corser and others, made to secure that sum of money for the relief of the sufferers at Johnstown, Pennsylvania, made in pursuance of a certain resolution passed by the city council of the city of Minneapolis, June eleventh (11th), eighteen hundred and eighty-nine (1889), and approved June seventeenth (17th), eighteen hundred and eighty-nine (1889), whereby the said city council pledged the good faith of the said city to secure authority for the repayment of said amount; that said sum be paid out of the general fund of said city, out of any moneys therein not otherwise appropriated, or from bonds which may