

## CHAPTER 71.

[S. F. No. 731.]

AN ACT TO AMEND "AN ACT TO DEFINE THE BOUNDARIES OF AND ESTABLISH A MUNICIPAL GOVERNMENT FOR THE CITY OF DULUTH," APPROVED MARCH SECOND (2D) ONE THOUSAND EIGHT HUNDRED AND EIGHTY-SEVEN (1887), AS AMENDED BY AN ACT APPROVED MARCH SECOND (2D), A. D. ONE THOUSAND EIGHT HUNDRED AND NINETY-ONE (1891), ENTITLED "AN ACT AMENDING CHAPTER TWO (2) OF THE SPECIAL LAWS OF THE STATE OF MINNESOTA FOR THE YEAR ONE THOUSAND EIGHT HUNDRED AND EIGHTY-SEVEN (1887), ENTITLED 'AN ACT TO DEFINE THE BOUNDARIES OF AND ESTABLISH A MUNICIPAL GOVERNMENT FOR THE CITY OF DULUTH,' APPROVED MARCH SECOND (2D) ONE THOUSAND EIGHT HUNDRED AND EIGHTY-SEVEN (1887), AS AMENDED BY CHAPTERS NINETEEN (19), NINETY-SIX (96) AND THREE HUNDRED AND FOUR (304) OF THE SPECIAL LAWS OF THE YEAR ONE THOUSAND EIGHT HUNDRED AND EIGHTY-NINE (1889)."

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

SECTION 1. That section three (3) of chapter one (1) of an act entitled "An act to define the boundaries of and establish a municipal government for the city of Duluth," approved March second (2d) one thousand eight hundred and eighty-seven (1887), as amended by an act approved March second (2d), A. D. one thousand eight hundred and ninety-one (1891), entitled "An act amending Chapter two (2) of the Special Laws of the state of Minnesota for the year one thousand eight hundred and eighty-seven (1887), entitled 'An act to define the boundaries of and establish a municipal government for the city of Duluth,' approved March second (2d), one thousand eight hundred and eighty-seven (1887), as amended by Chapters nineteen (19), ninety-six (96), and three hundred and four (304) of the Special Laws of the year one thousand eight hundred and eighty-nine (1889)," be and the same is hereby amended by adding to said section three (3) the words: "If any territory has heretofore, or shall hereafter be added to the city of Duluth, by act of the legislature of the state of Minnesota or otherwise, and no provision be made in the act annexing said territory for the division of said territory into wards, or the annexation of the same to other wards of the city, to take effect when said territory is actually annexed, the common council shall, as soon as may be after said actual annexation has taken place, erect the same into one or more wards, and shall designate the representation which said ward or wards shall have in the common council, or it shall annex said territory to one or more adjacent existing wards of the city."

SEC. 2. That section eleven (11) of chapter five (5) of said act is amended by inserting in said section, after the words "eight per cent per annum from the time of the passage of said resolution," the words, "Provided, that no assessment shall be divided when the amount of any of the installments into which it is divided is less than ten (10) dollars.

SEC. 3. That chapter six (6) of an act of the said legislature entitled "An act to define the boundaries of, and establish a municipal government for, the city of Duluth," approved March second (2d), one thousand eight hundred and eighty-seven (1887), be and the same is hereby amended by adding at the end of said chapter six (6) the following section:

Sec. 4. If the taking of private property in accordance with the provisions of this chapter shall be undertaken in connection with chapter five (5) of this act, and if it is desired by the city to make an assessment against the property benefited to defray the cost of taking said property, the city clerk, city treasurer or other officer with whom any papers are filed, showing cost of the property so taken, shall, as soon as may be after the completion of the proceedings under this chapter, certify to the board of public works the cost and expense of acquiring said property, and said board shall thereupon proceed to make an assessment against the property deemed by them benefited to defray the expense of acquiring said property, in accordance with the provisions of said chapter five (5).

SEC. 4. Section seven (7) of said chapter five (5) of said act is hereby amended by inserting in the second line of said section, after the word "provided," the words "or after the cost thereof shall have been determined in accordance with the provisions of chapter six (6) hereof, or otherwise, and been certified to, or ascertained by, said board," and by further inserting in said section before the words "if the amount so assessed," the words "if the work shall have been completed before any assessment is made, or if the expense thereof shall have been fully incurred by condemnation proceedings, had under chapter six (6) of this act or."

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

Approved April 6, 1891.

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## CHAPTER 72.

[H. F. No. 807.]

[Relating to the Village of Willmar.]

AN ACT TO AMEND SECTION THREE (3) OF CHAPTER FORTY-NINE (49) OF THE SPECIAL LAWS OF THE STATE OF MINNESOTA FOR THE YEAR ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876).

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

SECTION 1. That section three (3) of Chapter forty-nine (49) of the Special Laws of the state of Minnesota for the year one thousand eight hundred and seventy-six (1876) be and the same is hereby amended so as to read as follows:

"Sec. 3. That section one (1) of chapter two (2) of said act be and the same is hereby amended by inserting therein the following :