

are (is) hereby amended by inserting in said section one (1) after the words "incorporated city" the following words, "or incorporated villages," so that the said section will read as follows:

That in all cases where territorial or state roads have been heretofore laid out or traveled through or across land, which has since been duly platted into lots, blocks and streets, so much of said state and territorial road as is embraced within the limits of any such platted portion of any such incorporated city or incorporated village is hereby vacated; *provided, however*, that nothing herein contained shall apply to any portion of any such road as has been adopted by such plat as a street or alley, or is now recognized and used by the city as one of its streets, nor to any portion thereof lying within the limits of any such block in which the property has been platted to face on said road.

SEC. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

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

Approved April 19, 1897.

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#### CHAPTER 154.

H. F. No. 49.

*An act to amend section 2024 of the general statutes of 1894, in relation to the payment of license money by saloons in certain cases.*

Regulating  
payment of  
money for  
saloon  
license.

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

SECTION 1. Section two thousand and twenty-four (2024) of the general statutes of eighteen hundred and ninety-four (1894), is hereby amended so as to read as follows:

Sec. 2024. No license for the sale of intoxicating liquors shall be granted by the county commissioners of any county, or the municipal authorities of any town, village or borough, to any person applying for the same under the provisions of chapter sixteen (16), general statutes of eighteen hundred and seventy-eight (1878), or any general or special law governing such village or borough, except upon the condition of paying in the manner prescribed by said chapter sixteen (16), or in the case of any village or borough organized or existing under the general or special law regulating the subject of licenses for the sale of intoxicating liquor, then in the

Co. commis-  
sioners or  
municipal au-  
thorities may  
establish fee.

In cases  
where com-  
missioners  
license sa-  
loons within  
160 rods of  
a village

manner provided in and by such general or special law, a license fee of five hundred dollars (500), or such fee in excess of said sum as the county commissioners, or in case of such village or borough, the municipal authorities of such village or borough, shall fix and prescribe.

*Provided*, that in all cases where the board of county commissioners of any county shall grant a license to any person to establish a saloon for the sale of intoxicating liquors at any place within one hundred and sixty (160) rods of any incorporated village or borough in this state, when such village has voted against license, whether such village or borough be in the county in which such license is issued or not, one-half of the amount of such license shall be paid by the county treasurer of such county to the village treasurer of such village; *and provided*, that in case there are more than one village within one hundred and sixty (160) rods of such saloon so licensed, such one-half ( $\frac{1}{2}$ ) shall be paid to the nearest. *Provided*, that no license shall be granted for a longer period than one year, and that in all cases where such city, village or borough shall, at their annual election, vote to do away with the sale of intoxicating liquors under the local option laws referred to in section four (4) of this act, then the municipal authorities of any city, village or borough shall refund to the holder of said license an amount pro rata equal to the unexpired portion of said license; *provided*, that the provisions of this law shall not apply to any city or village where the people have voted to do away with the sale of intoxicating liquors and where license has been granted by the council of such city in opposition to the vote of the people.

SEC. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

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

Approved April 19, 1897.