

weeks of a notice to said owners or occupants, setting forth what work is to be done, and the character of the same, by such owners or occupants, and the time within which they are required to do the same.

SEC. 2. If such work is not done, and the said sidewalks not built or repaired, in the manner and within the time prescribed, the village council may order the same to be done by the street commissioner at the expense of the lots and parcels of land adjoining said sidewalks, and said expenses shall be assessed upon such lots and parcels of land so chargeable by the street commissioner and returned by him to the village council. And said assessment so made and returned if approved by the village council shall become a lien upon said lots and parcels of land, as in case of city, county and state taxes.

Village council may order when.

SEC. 3. If said assessment be not paid to the street commissioner or the village treasurer, on or before the twentieth day of August, in any year, the village council shall cause a statement of the same to be transmitted with the village taxes levied for that year, to the auditor of the county on or before the first day of September in each year, and the said auditor shall insert the same with the other taxes in the duplicate statement of taxes annually transmitted by him to the county treasurer for collection and payment thereof, enforced with and in like manner as city, county and state taxes are collected, and payment thereof enforced.

Assessments for, how enforced.

SEC. 4. The village council shall prescribe the width of sidewalks and may establish different widths in different localities and determine the kind of material of which they shall be constructed, having regard to the business and the amount of travel in the vicinity of the same.

Width and character of to be prescribed.

SEC. 5. All acts and parts of acts inconsistent with this act are hereby repealed.

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

Approved March 9, 1899.

CHAPTER 50.

S. F. No. 221.

An act to authorize cities of this state having a population of more than fifty thousand to issue and sell their bonds to take up their floating indebtedness, and to prevent the subsequent creation of a floating indebtedness by such cities.

Cities, floating indebtedness of.

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

SECTION 1. That the common council of any city in the State of Minnesota, at any time having a population

Council may issue bonds for.

of more than fifty thousand according to the last officially promulgated state census, is hereby authorized to issue and sell as hereinafter provided the bonds of any such city for the purpose of taking up and funding its floating indebtedness, the provisions of the laws of said state, whether general or special, governing any such city to the contrary notwithstanding.

Floating indebtedness; definition.

The term "floating indebtedness," as used in this act, shall not be construed so as to include any debt evidenced by a bond or bonds, nor any debt evidenced by a certificate or certificates issued for or on account of any assessment for any local improvement.

Bonds, how issued.

SEC. 2. Bonds of any such city, issued for the funding of its floating indebtedness under this chapter shall be issued in the following manner, to-wit: The common council shall, first, by ordinance passed by a majority vote of all the aldermen, authorize the issue of coupon bonds of such city, to take up and fund the floating indebtedness of such city running not more than fifteen (15) years, bearing interest at not more than four and one-half (4½) per cent per annum, principal and interest payable at such time and place as may be fixed by the common council, and to be of such denomination or denominations as may be fixed by the common council. Such bonds to be signed by the mayor and sealed with the seal of the city, attested by the clerk and countersigned by the comptroller, and shall be sold at not less than par value to the highest responsible bidder after notice published at least once in each week for three (3) consecutive weeks in the official paper of such city. No city shall pay a commission exceeding one and a half (1½) per cent as compensation for the sale of such bonds. In estimating the indebtedness of any such city for the purpose of ascertaining whether the limitation of indebtedness has been reached, such bonds shall not be considered.

Not to be issued except for debts existing.

SEC. 3. No such city shall be permitted to issue bonds for funding any of its floating indebtedness except such as exists at the date of the passage and approval of this act, nor shall any such city be entitled to avail itself of the provisions of this act unless it shall proceed to do so within six months from the date of the passage and approval of this act.

Limitation of power to issue bonds.

SEC. 4. Any city which has already reached the limit of its bonded or other indebtedness and which avails itself of the provisions of this act shall thereafter have no power to create any obligation which shall bear interest, except such as may be in renewal of an obligation now existing.

Officers not to issue except as prescribed.

No officer or officers of any city which avails itself of the provisions of this act shall have power to draw any

order on the treasury of such city, nor issue any evidence of indebtedness other than a bond, unless there shall be at the time such order is drawn or evidence of indebtedness is issued, sufficient money in the treasury to the credit of the particular fund or account, out of which the same is payable, to pay the same, as well as other unpaid claims before that time audited and allowed against such fund. Every evidence of indebtedness or order issued by any such city, contrary to the provisions of this section shall be void and not voidable in the hands of everybody.

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

Approved March 10, 1899.

CHAPTER 51.

S. F. No. 89.

An act to amend section 2604, title 1, chapter 34, of the General Statutes of the State of Minnesota, A. D. 1894, relating to corporations.

Corporations;
amendment.

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

SECTION 1. That section 2604, of title 1, of chapter 34, of the General Statutes of the State of Minnesota, A. D. 1894, be and the same is hereby amended so as to read as follows:

Sec. 2604,
title 1, C. 34,
G. S. 1894,
amended.

“Sec. 2604. Any corporation organized or reorganized under the provisions of this title may obtain the right of way over, through, under and across any lands needed for the construction of any railroad, telegraph or telephone, pneumatic tube lines, subway conduits for the passage, operation and repair of electric and other lines or pipes, and all necessary sites and grounds for depots, shops and other buildings requisite for the proper carrying on of the business to be transacted, or may obtain the right to overflow, by reason of any dam, locks, sluices, or other erection necessary for the convenient prosecution of their enterprise, all and any lands damaged thereby, and may obtain the right to the use of any land for a tow path, the erection of necessary buildings for the purpose of said business, and the right of way in and over the bed of any river, bay, lake or water course, and the banks thereof, together with the right to overflow, injure or destroy any existing dams, mills or other property, and to canal in and along the valley of any such river, bay, stream, lake or water course, and to purchase and erect

Right of way,
how acquired.