

## CHAPTER 162—H. F. No. 960.

*An Act entitled "An Act to authorize cities in the State of Minnesota now or hereafter having a population of over 50,000 inhabitants to condemn lands for public play grounds."*

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

**Right of eminent domain granted for securing public play grounds.**—Section 1. That any city in this state now or hereafter having a population of over fifty thousand inhabitants, shall have the right, power and authority to condemn lands under the right of eminent domain for public play grounds, and such power and authority shall be exercised under and pursuant to the terms and provisions of chapter 41 of the Revised Laws of Minnesota for the year 1905, and acts amendatory thereof. *Provided*, however, that any such city shall have the right, upon the filing of the award of the commissioners provided for in said chapter 41, and upon giving the notice therein required of the filing of such award, to enter upon and appropriate the lands so condemned, without the giving of any bond, but in case of such entry and appropriation, such city shall be bound absolutely to pay all damages awarded, whether by said commissioners or by the court upon appeal therefrom, together with all costs and expenses adjudged against it therein, within the time specified in said chapter 41. In case any such city shall appeal from the award of commissioners appointed pursuant to any such condemnation proceedings such city shall not be required to give or file any appeal bond therein.

**Application.**—Sec. 2. This act shall also apply to cities existing under a charter framed pursuant to section 36 of article 4 of the constitution.

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

Approved April 15, 1911.

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CHAPTER 163—H. F. No. 961.

*An Act authorizing the transfer from the State of Minnesota to the City of St. Paul of all the right, title and interest of the former in and to blocks one, two, five, six, seven, nine and ten in D. W. Ingersoll's Addition to the City of St. Paul for educational purposes, and as a play ground for the children of said city.*

Whereas, The State of Minnesota by chapter 7 of the Laws of 1866, entitled, "An act to incorporate a house of refuge for the State of Minnesota," created a body corporate to whose care

might be committed incorrigible children and others; and appropriated \$1000 for the purchase of grounds to be used in connection therewith, and the city of St. Paul thereafter contributed \$5000 thereto, and the name of such institution was thereafter duly changed to the Minnesota state reform school, and all of its property, including its real estate, by chapter 15 of the Laws of Minnesota for 1878, was transferred to the State of Minnesota upon the payment of \$6,600, and the legislature of the latter by chapter 8 of the Laws of Minnesota for 1870, entitled, "An act to appropriate money for the purchase of additional ground for the Minnesota reform school," appropriated the sum of \$7,000 therefor, and by virtue of all thereof, the state became the owner of blocks 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 13, and other land in D. W. Ingersoll's addition to the city of St. Paul and is now the owner and in possession of the same, except lots 18 in block 10; 22 in block 9, and 5, 9, and 26 in block 5, on which, in connection with other land similarly situated, the state had outstanding contracts, on which it has received in the aggregate principal, \$32,169, and lot 16 in block 6, which the state heretofore sold to R. C. Black, and who paid in full therefor, \$1,060, and block 8, on which the state heretofore erected reform school buildings at a cost of \$92,200, and which the state thereafter sold to what is now known as the Concordia College, and received therefor, \$21,115, and to which the state also sold lots 1, 2 and 3 in said block 13, and received therefor \$2,250, and blocks 3 and 4, which the state sold to the city of St. Paul under and by virtue of chapter 203, Laws 1909, for high school purposes, and received therefor the sum of \$25,000; and

Whereas, by chapter 258, Laws 1889, the board of managers of the Minnesota reform school were authorized to and did borrow money for the purposes of said school, and issued therefor certain certificates of indebtedness, for the payment of which and of the annual interest thereon the revenues expected to be derived from the sale of the above mentioned lands belonging to the state were appropriated and set aside as a special fund for that purpose, and said land pledged therefor, and nearly all of the purchasers of said land abandoned the same and defaulted in their payments thereon, whereby said lands reverted to the state, and the special fund so set aside for the payment of said loan certificates and interest was practically exhausted, and the state became in default, and by reason thereof by said chapter 281, Laws 1899, there was appropriated to retire said certificates and relieve said lands from said pledge, the sum of \$115,000, and thereafter all of said property in consideration of the payment thereof was transferred to the general revenue fund of the state, and the same is now carried therein, and

Whereas, the state thereafter paid for local improvements thereon the further sum of \$15,000 and

Whereas, said blocks 1, 2, 5, 6, 7, 9 and 10 have been lately appraised, and the value thereof fixed thereby at \$54,300, and the city of St. Paul is desirous of purchasing the same for educational purposes and as a perpetual play ground for the children of said city; now, therefore,

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

**Governor authorized to convey certain lands to St. Paul for public play grounds.**—Section 1. That the governor and auditor of the State of Minnesota are hereby empowered, authorized and directed to sell and convey to the city of St. Paul, in the county of Ramsey and State of Minnesota for educational purposes, and as a perpetual play ground for the children of said city, all the right, title and interest of the State of Minnesota in and to the following described land for the sum of seventy thousand dollars (\$70,000) namely: blocks 1, 2, 5, 6, 7, 9 and 10 in D. W. Ingersoll's addition to the city of St. Paul, according to the accepted and recorded plat thereof on file in the office of the register of deeds of Ramsey county, and

The governor and auditor are hereby authorized to execute and deliver to said city of St. Paul, hereby authorized to receive the same, a conveyance of the above described lots and parcels of land upon the payment to the state treasurer of the aforesaid purchase price thereof in cash or its equivalent; or at the option of said city, upon the delivery to said state treasurer of the bonds of said city, due in five years from the date of issue, bearing interest at the rate of four per cent per annum, payable to the said State of Minnesota in such denominations as may be deemed practicable by said governor and auditor.

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

Approved April 15, 1911.

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#### CHAPTER 164—H. F. No. 962.

*An Act to authorize cities in the State of Minnesota now or hereafter having a population of over 50,000 inhabitants to issue bonds and acquire lands for play ground and educational purposes.*

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

**Eighty thousand dollar bonds authorized for public play grounds.**—Section 1. Any city in the State of Minnesota now or hereafter having a population of fifty thousand inhabitants, is hereby authorized and empowered, acting by and through the