

GENERAL LAWS
OF
MINNESOTA

PASSED AND APPROVED DURING THE THIRTY-
EIGHTH SESSION OF THE LEGISLATURE
COMMENCING JANUARY SEVENTH
1913

CHAPTER 1—H. F. No. 81.

An Act appropriating money for legislative expense of the 1913 session.

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

Section 1. **\$100,000 appropriated for legislative expenses.**—That the sum of one hundred thousand (100,000) dollars or so much thereof as may be necessary, is hereby appropriated from any moneys in the state treasury, not otherwise appropriated, for the expense of legislative session for the year 1913, immediately available.

Approved January 16, 1913.

CHAPTER 2—S. F. No. 76.

An Act entitled "An Act to legalize certain proceedings heretofore taken for the locating and establishing of county and judicial ditches and to legalize county bonds heretofore issued or hereafter to be issued in connection with such proceedings."

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

Section 1. **Certain county and judicial ditch proceedings and bonds legalized.**—Where the county board of any county of this state, or the judge of any of the district courts of this state,

in pursuance of Chapter 230 of the General Laws of 1905, as amended by Chapter 367 of the General Laws of 1907, and by Chapter 469 of the General Laws of 1909, or partly under the said acts, and partly under said acts as amended by Chapter 384 of the General Laws of 1911, have located and established, or attempted to locate and establish, any ditch, drain or other water course wholly within any county of this state, or partly within one or more counties thereof, and it has been determined by resolution adopted by said board, or order made by said judge, that such ditch, drain or water course will be of public utility and promotive of or be conducive to the public health and that the benefits or estimated benefits to be derived from the construction thereof are greater than the total cost, including damages awarded, and such ditch, drain or water course has been actually constructed, or the county has entered into a contract or contracts for the construction thereof and the county auditor or county auditors, as the case may be, or any of them, have executed and filed in the office of the register of deeds the tabular statement provided for in said acts or any of them respectively, making assessments for the cost of location, establishment and construction of the same within such county against the land, corporations and roads benefited thereby and no appeals have been taken therefrom or from any of such proceedings, or if such appeals have been taken, that the same have been determined before the passage of this act, then the said proceedings and all assessments or liens so levied or attempted to be assessed or levied for the actual cost of such work, including damages awarded, are hereby legalized and declared to be valid and in full force and effect until paid in the time and manner set forth in the said acts respectively, notwithstanding any failure after the enactment of Chapter 384 of the General Laws of 1911, to comply with the provisions of said Chapter 384 of the General Laws of 1911, as to the giving of notice of said proceedings or of any hearing therein, provided always that notice of said proceedings or of any hearing therein shall have been given in substantial conformity with the provisions of said Chapter 230 of the General Laws of 1905, as amended by said Chapter 367 of the General Laws of 1907 and Chapter 469 of the General Laws of 1909; and any bonds of any county heretofore issued in connection with any ditch so established, authorized or constructed, and all bonds hereafter to be issued in connection with any ditch so established, authorized or constructed, are hereby declared to be legal and binding obligations of the county issuing the same.

Sec. 2. **Right of appeal not affected.**—This act shall not apply to or affect the right of appeal from said proceedings as now provided by law or any actions or appeals now pending in which the validity of said proceedings is called in question.

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

Approved January 22, 1913.

CHAPTER 3—S. F. No. 102.

An Act to legalize and confirm the acts and proceedings of any city of the State of Minnesota, however organized, in reference to the purchase of any electric light and water plant, already in existence in such city, and in reference to the issuance of bonds in payment therefor, and to authorize any such city to complete any proceedings heretofore instituted for the purchase of such plant and for the issuance and sale of such bonds, and to legalize such bonds when so issued.

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

Section 1. **Certain proceedings for acquiring electric light and water plants by certain cities, and issuance of bonds therefor, legalized.**—In all cases where the city council of any city in the State of Minnesota, however organized, shall have heretofore submitted to the voters of such city, at a general or special election, the proposition of such city proceeding to acquire by condemnation or purchase any electric light and water plant then in existence in such city and supply such city and its inhabitants with light and water, provided such plant could be acquired at a reasonable price; and the voters of such city at such election shall have decided by more than a two-thirds majority in favor of such proposition; and such city council of any such city shall have thereafter agreed with the owner of any such plant upon the amount of the purchase price thereof, by negotiation or otherwise; and such city council of such city shall have thereafter submitted to the voters of such city at a general or special election the proposition of issuing the bonds of such city to an amount not exceeding such agreed upon purchase price, for the purpose of paying in part for such electric light and water plant, and the voters of such city at such election shall have decided by more than a two-thirds majority in favor of the issuance of such bonds; the actions taken by the city council of such city and any of the city officials thereof in reference to such elections and the determination of such purchase price, such elections and the results thereof, and any actions subsequent to such elections, which have heretofore been taken by said city council and other city officials of such city in reference to the purchase of such electric light and water plant and to the issuance of such bonds to pay part of the purchase price thereof, are in all respects legalized and confirmed as being lawful and binding acts of such