

mission under the authority of this act, shall be deemed guilty of a misdemeanor, and shall be punished by a fine of not less than \$25.00 nor to exceed the sum of \$100.00, or by imprisonment in the county jail for a period of not less than thirty days nor to exceed ninety days.

Sec. 10. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 11. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 262—S. F. No. 265.

An Act providing for re-assessment of benefits and damages in drainage proceedings where meandered lakes have been drained.

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

Section 1. **Re-assessment of benefits authorized.**—That whenever any public ditch has been established under the provisions of Chapter 230, General Laws of Minnesota for the year 1905, as amended, which ditch has drained any meandered lake, and where damages and benefits have been assessed to abutting landowners on the basis of added lands to said abutting landowners, resulting from the drainage of said lake; and where thereafter by judgment of a competent court, it shall be adjudged that the said landowner or landowners own a portion of said meandered lake bed not agreeing in number of acres with the number of acres forming the basis for the assessment of benefits and damages in the ditch proceeding, the said landowners, or any of them, may petition the county board establishing such county ditch, or the judge of the district court establishing said judicial ditch, for a re-assessment of the benefits and damages to such land.

Such petition shall be in writing, signed by the party making the same, or his attorney, and filed with the county auditor in case of a county ditch, and with the clerk of the district court in case of a judicial ditch.

Sec. 2. **Time and place of hearing to be fixed.**—Upon the filing of such petition, the chairman of the county board in the case of a county ditch, or the judge of the district court in the case of a judicial ditch, shall fix a time and place for hearing thereof, and the county auditor or the clerk of the district court, as the case may be, shall cause notice of the filing of such petition, and of the time and place of hearing on the same, to be served on all the owners of any part of the lake bed of said

meandered lake, which service of said notice shall be in the same manner as provided for the service of summons in district court, including the service by publication, or personally or persons outside of the state as provided for service of district court summons.

Sec. 3. **Proceedings after hearing.**—At the time and place of the hearing on said petition, the said county board or judge of the district court, as the case may be, shall hear all persons proper to be heard in said matter, and consider and determine said petition agreeable to the facts in such case; and shall make a resolution or order, and file the same in the proper office, correcting and re-assessing the benefits and damages as the facts and justice in the case warrant. The county auditor shall immediately correct his lien statements in such proceedings to conform with said resolution or order. In case of a judicial ditch, the clerk of the district court, immediately upon the filing in his office, of the order of the judge of the district court correcting such assessment, shall make and file with the county auditor a certified copy of said order.

Sec. 4. **Application to be filed within ninety days after passage of this act.**—Any person or persons desiring or demanding a re-assessment of damages or benefits as herein provided, shall file his application therefor within ninety days after the passage of this act.

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

Approved April 23, 1915.

CHAPTER 263—S. F. No. 628.

An Act to authorize cities of the fourth class to change plans, system and equipment for electric street lighting, and levy assessments for the cost thereof.

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

Section 1. **Council authorized to change system of electric street lighting.**—Whenever a petition shall be presented to the common council or any other governing body of any city of the fourth class in this state, which city shall be at the time owning and operating an electric light plant, which petition asks that the said city council change its plan or its system of electric street lighting, or any part thereof, or change its equipment, or install an electric street lighting system different in whole or part than that in use and operation at the time of presenting such petition, and such petition is signed by the owners of a majority in area of the real estate of such city, which may be deemed by said common council to be specially benefited,