

CHAPTER 114—S. F. No. 328

An act to authorize cities of the first class to acquire property and easements therein for public street and highway uses and purposes.

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

Section 1. Cities may acquire land by condemnation.—Each city of the first class in this state, acting through its city council or other chief governing body of the city, and in addition to all other powers possessed by the city, is hereby authorized and empowered to acquire, by purchase, gift, devise or condemnation, any lands or property, and any rights and easements therein, which may be needed or required by the city for public street and highway uses or purposes; including among others easements for public streets and highways, and bridges and approaches thereto, with necessary supports and abutments therefor, within its corporate boundaries and notwithstanding the fact that the property so needed or required has been acquired by the owner under the power of eminent domain or is already devoted to a public use.

Sec. 2. Proceedings.—Proceedings in eminent domain under this Act shall be in pursuance of Chapter 41, Revised Laws 1905, and acts amendatory thereof and supplementary thereto. The city, upon giving the notice required by Section 2528, Revised Laws of 1905, may enter upon and appropriate the lands so condemned or any distinct parcel thereof, without the giving of any bonds, but in case of such entry and appropriation, such city shall be bound absolutely to pay all damages awarded, whether by commissioners acting under said laws, or by the court upon appeal from their award, together with all costs and expenses adjudged against it in said proceedings, and the court shall issue a writ to the sheriff of the county to put the city in possession. In case the city shall take appeal in any such proceedings, it shall not be required to give or file any appeal bond.

Sec. 3. Application.—This Act shall apply to cities of the first class operating under a home rule charter pursuant to Section 36, Article 4, of the state constitution.

Sec. 4. This Act shall be in force and take effect from and after its passage.

Approved April 5, 1927.

CHAPTER 115—S. F. No. 935

An act relating to the inspection and certification of seed potatoes under authority of the Commissioner of Agriculture, repeal-