

## CHAPTER 95—S. F. No. 513

*An act relating to the powers of City Councils in cities of the fourth class operating under a home rule charter to vacate certain streets or highways in any such city.*

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

**Section 1. City Council may vacate streets.**—That in any city of the fourth class organized under a home rule charter, the council thereof shall have power, by a majority vote of the council to vacate any street or highway or any part of any street or highway therein, upon the petition of all the owners of lands abutting both sides of any such street or highway or part thereof proposed to be vacated wherein one end of any such street or highway or part thereof, proposed to be vacated, does not connect with any other street or highway. Except as herein provided all other provisions of such home rule charter shall apply to and govern any such vacation proceeding.

**Sec. 2. Application.**—This act shall apply to any proceeding now pending before the city council of any such city wherein the conditions set forth in Section 1 of this act exist.

**Sec. 3. Not to affect pending actions.**—The provisions of this act shall not affect any action or proceeding now pending in any of the Courts of this State in which the validity of any street vacation by the council of any such city is involved or is in question.

Approved March 20, 1933.

## CHAPTER 96—S. F. No. 610

*An act authorizing the county board of any county now or hereafter having a population of not less than fifty-five thousand and not more than seventy thousand inhabitants, according to the last federal census, and consisting of not less than thirty-five nor more than forty-five congressional townships, to fix the salaries of the county auditor, county treasurer, judge of probate, register of deeds, clerk of the district court, county attorney, superintendent of schools and sheriff of such county, and relating to the disposition of the fees of such offices.*

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

**Section 1. County Board to fix salaries of county officers in certain counties.**—That the county board of any county now or hereafter having a population of not less than fifty-five thousand nor more than seventy thousand inhabitants, according to the last

federal census, and consisting of not less than thirty-five nor more than forty-five congressional townships, shall, and hereby is authorized to, fix the salaries of the county auditor, county treasurer, judge of probate, register of deeds, clerk of the district court, county attorney, superintendent of schools and sheriff of such county at not more than thirty-five hundred dollars per year.

Sec. 2. **Fees to be paid into general revenue fund.**—The fees of such offices shall not be made a part of or an addition to such salaries or compensation of such officers, but shall be paid into the general revenue fund of such county at the end of each calendar month.

Sec. 3. **County Board to fix salaries at April session.**—The county board of each such county shall fix such salaries by resolution at its regular session in April of each general election year in which said offices, or either of them, will be filled, and such salaries so fixed shall not be changed during the term of office of such officers, or officer; provided, however, that such county board shall not be authorized to fix or change the salary of any such officer during the term of office to which such officer has been elected prior to the passage of this act.

Sec. 4. **Inconsistent acts repealed.**—All acts or parts of acts inconsistent herewith are hereby repealed.

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

Approved March 20, 1933.

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#### CHAPTER 97—S. F. No. 727

*An act relating to the foreclosure of mortgages by testamentary trustees and guardians.*

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

Section 1. **Trustees and Guardians may foreclose mortgages.**—A testamentary trustee or guardian shall have all the powers and rights as set forth in Mason's Minnesota Statutes for 1927, Sections 8799 and 8800, to foreclose a mortgage.

Approved March 20, 1933.

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#### CHAPTER 98—S. F. No. 738

*An act relating to delinquent real estate taxes payable in 1932 postponing the sale on account thereof to the year 1935.*