

and whether or not operating under a home rule charter adopted pursuant to the Constitution of Minnesota, Article IV, Section 36.

Sec. 2. City council may vacate; conditions. In addition to any other method provided by law, the city council of such city, upon the presentation and filing of a verified petition signed by or on behalf of any owner, natural or corporate, of any real estate abutting thereon, may vacate any street or segment of street or any portion of the width thereof within its geographical limits, provided only that the street, segment or portion thereof so vacated pursuant to such petition shall not be longer than the distance intervening between any two adjacent intersecting streets.

Sec. 3. Certified copy of resolution to be filed. Such action of such city council may be taken at any regular or special meeting duly called for such purpose and shall be by resolution, and a copy of the resolution duly certified by the city clerk shall be recorded in the office of the register of deeds in the county where such city is located before the action shall be effective.

Sec. 4. Not to interfere with special improvements. The vacation of any street or segment thereof under this act shall not destroy or interfere with the right of any person, corporation or municipality owning or having control of any electric light or telephone pole or lines existing upon such street at the time of the vacation thereof or with any sewer or water pipes, mains or hydrants thereon or thereunder to enter upon such street or portion thereof vacated for the purpose of repairing the same or otherwise attending thereto.

Approved April 5, 1945.

CHAPTER 225—H. F. No. 620

An act relating to disbursements by municipalities of the proceeds of the 2 per cent tax paid by insurance companies upon premiums from certain classes of insurance; amending Minnesota Statutes 1941, Section 69.04, as amended by Laws 1943, Chapter 323, Section 2.

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

Section 1. Minnesota Statutes 1941, Section 69.04, as amended by Laws 1943, Chapter 323, Section 2, is amended to read as follows:

69.04. Special fund; disbursements; payments to relief associations. Such amount shall be kept as a special fund, and disbursed only for the following purposes:

(1) For the relief of sick, injured or disabled members of such fire department, their widows and orphans;

(2) *In municipalities which have no organized Firemen's Relief Association for the equipment and maintenance of such department and for construction, acquisition, or repair of buildings, rooms, and premises for fire department use;*

(3) For the payment of the fees, dues and assessments in the volunteer firemen's benefit association of Minnesota, so as to entitle the members of any fire department to membership in and benefits of such state association;

(4) For the payment of such death or funeral benefits as may be from time to time authorized by such municipality.

But if there shall be a duly incorporated fire department relief association in such municipality, such amount shall be paid to the treasurer of said relief association, and by him deposited in the special fund of said association, and disbursed as other special funds.

Approved April 5, 1945.

CHAPTER 226—H. F. No. 629

An act relating to non-intoxicating malt liquor licenses, and intoxicating liquor.

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

Section 1. Refundment of license fee in case of death or calamity. In case during the term of any "off sale" or "on sale" non-intoxicating malt, or intoxicating, liquor license, the place of business of any licensee shall be destroyed or so damaged by fire, or otherwise, that the licensee shall cease to carry on the licensed business, or in case the business of the licensee shall cease by reason of his illness or death or if it shall become unlawful for the licensee to carry on the licensed business under his license, except when such license is revoked, the licensing authority may upon the happening of any such event refund to the licensee or to his estate such part of