

Canvassing of  
ballots.

SEC. 4. Such ballots shall be received and canvassed at the same time, in the same manner, and returned to the same officers, by the judges of election, as ballots for county officers.

Duty of Canvassing  
Board.

SEC. 5. The county canvassing board of said county to whom the returns of said election are made, shall canvass the returns upon said question in the same manner and at the same time as returns for county officers, and the abstract of votes certified to by the judges of election and deposited in the county Auditor's office, and a copy thereof, duly certified by the Auditor, forwarded by him to the Secretary of State, and the Governor shall thereupon, forthwith, if this law is adopted, make proclamation to that effect, in such manner as he shall deem advisable.

SEC. 6. This act shall take effect and be in force after it is adopted by the voters at the next general election and not before.

Approved February 28, 1866.

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## CHAPTER LXXIX.

March 2, 1866.

*An Act to vacate a portion of Oakwood Cemetery, and to authorize the conveyance of the same.*

SECTION 1. Vacates a portion of Oakland Cemetery.

2. Authorizes certain persons named to execute deeds of conveyance of said portion.
3. When act to take effect.

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

SECTION 1. That that portion of the southeast quarter of the southwest quarter of section number twenty (20), in township number one hundred and fifteen

north, of range number seventeen west, commencing at the southeast corner of said southeast quarter of the southwest quarter, and running north eighty rods, thence west sixty rods, thence south eighty rods, thence east sixty rods, to the place of beginning, containing thirty acres more or less, and laid out, platted and recorded under the name of the "Oakwood Cemetery," by the Oakwood cemetery association, a corporation duly incorporated under the laws of this State, be and the same is hereby vacated, and the plat thereof vacated and set aside, except as to such lots as have been actually occupied for burial purposes, and such necessary street or streets as is or are necessary for convenient access thereto.

Boundary of part  
vacated.

SEC. 2. That H. B. Clafflin, president, and John S. Archibald, trustee of such association, be and they hereby are authorized and empowered to convey and execute deeds of conveyance in the name of such association, of all or any portion of said cemetery or land hereinbefore described [and] hereby vacated, for the use and benefit of said association, and to execute deeds of conveyance in the name of such association of any lots already occupied for burial purposes, to which the title has not heretofore been secured: *Provided*, That nothing herein contained shall be construed to authorize the disturbance or interference with any rights of burial already acquired, or to authorize the conveyance of any lots already occupied for burial purposes, to any other person than those to whom said lots now occupied have been contracted, or their heirs or legal representatives.

Parties to execute deeds of conveyance.

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

Approved March 2, 1866.