

SEC. 2. The said town of West Saint Paul and said county of Dakota are hereby relieved from all responsibility for the want of repairs of the said portion of said state road or its bridges, and all right of action for damages for want of such repair, shall be enforced against said city of Saint Paul.

West St. Paul  
not to be held  
responsible for  
want of repairs.

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

When act to  
take effect.

Approved February 19, 1869.

## CHAPTER XXII.

*An Act to authorize the city of Saint Paul to establish a system of Sewerage for said city.*

Feb'y 24, 1869.

- SECTION 1. Council authorized to appoint a civil engineer for the purpose of making a survey and plan of a system of sewerage—when appointment may be made—when term shall expire.
2. Said engineer to enter immediately upon the discharge of his duties—when to report to the Council—Council may appoint a Board of Engineers, etc.—for what purpose.
  3. When plan deemed satisfactory, may be adopted by resolution of Common Council—resolution to be recorded by the City Clerk—certified copy to be filed with Register of Deeds of Ramsey County—what to be deemed evidence of the adoption of said plan.
  4. How plan of sewerage may be altered, amended or modified.
  5. When act to take effect.

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

SECTION 1. The common council of the city of Saint Paul are hereby authorized to appoint a competent civil engineer to make the necessary survey for, and to propose a plan and profile of a system of sewerage for said city. The said appointment may be made immediately after the approval of this act, and the said engineer shall give such bond and shall be paid such compensation as

When council to  
appoint civil en-  
gineer—for what  
purpose—when  
term to expire.

said common council may determine, and shall be paid as city officers for said city are paid. *Provided*, That the said appointment shall expire in four months from the date of the appointment and qualification of said engineer, unless the common council shall extend the same, which extension may be made by resolution, but shall not be extended more than sixty days at any one time.

Duty of engineer  
—to report to  
council—duty of  
council, etc.

SEC. 2. Immediately after the appointment and qualification of such engineer, he shall enter upon the discharge of his duties, and propose and submit to said common council as soon as practicable, a profile and plan for a system of sewerage for said city, and report the same to said common council for their approval, modification or rejection. When said profile shall be so reported, the said common council may appoint a board of engineers, not exceeding three, or may take such other course for a thorough examination of said profile and plan, as they may deem best; and may adopt such amendments or modifications of said profile as they may be advised will be necessary or proper, and may thereupon refer the said profile and plan to said engineer to amend the same according to such amendments and modifications; or they may reject the said plan and profile, and appoint another engineer to prepare the same, if such new appointment shall be deemed best for the interest of said city.

Plan when adop-  
ted to be record-  
ed and filed—  
what evidence of  
the adoption of  
said plan.

SEC. 3. When the said plan and profile shall have been perfected to the satisfaction of said common council, they may by resolution adopt and establish the same, a certified copy of which resolution shall be recorded by the city clerk upon the plan and profile so adopted. The said plan and profile shall be filed in the office of said city clerk, and a certified copy thereof shall be filed in the office of the register of deeds for Ramsey county, for record, by the said engineer, and said copy, when recorded in said register's office, shall be filed in the office of the city surveyor for said city of Saint Paul. The said original, copy, or record thereof, shall be competent evidence of the adoption of said profile.

How plan may  
be altered or  
modified.

SEC. 4. The said plan and profile so established, shall not thereafter be vacated, altered or modified (except for the purpose of extending the same, as the necessities of said city may require), except upon a resolution passed by a two-thirds vote of all the members of said common council; and the same shall not be made without notice, and with like liability for damages occasioned by such

change or alteration, and with the same right of appeal, as in the case of alteration of street grades under section twelve (12), of chapter eight (8), of the charter of said city. *Provided*, That a change of street grade under said charter, shall include said change in said plan for sewerage, as may be necessary to make the same conform to such new street grades.

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

When act to  
take effect.

Approved February 24, 1869.

### CHAPTER XXIII.

*An Act to authorize the city of Saint Paul to provide for the construction of sidewalks in said city.*

Feb'y 24, 1869.

- SECTION 1. Common Council authorized to enact an ordinance for the regulation and construction of sidewalks.
2. Power of Council or Street Commissioner to prevent construction of sidewalk when not laid conformably to the provisions of this act.
  3. When necessary to construct or repair any sidewalk, the Street Commissioner to publish notice to all owners of lots adjoining such proposed sidewalk—what notice to contain.
  4. If sidewalk not built or repaired according to the terms of such notice, duty of Street Commissioner—how expense of building to be paid.
  5. If the expense of constructing and repairing exceed the amount provided for said purpose, Council may order its completion by the Street Commissioner or may advertise for sealed proposals to complete the same.
  6. Street Commissioner to report to Council on completion of said work—what report to contain.
  7. Expense of repairing or constructing sidewalks to be borne by the owners of the property benefited thereby—list of such owners to be furnished City Comptroller and Treasurer.
  8. Duty of City Treasurer upon the receipt of such list—what to be deemed evidence of the legality of such assessment.
  9. Persons feeling aggrieved may petition the Common Council for an abatement—right of appeal if petition is not acted upon within the stipulated time.