

SECTION 1. Section two is amended as follows: The territory included in said village of Farmington shall be all of the northeast quarter of section thirty-one and all that territory divided into lots and blocks in the southeast quarter, and the southwest quarter, and the northwest quarter of section thirty-one, of town one hundred and fourteen, range nineteen west, whether recorded or laid out in the original village or any of its additions or not.

SEC. 2. Section three is hereby amended by adding the following: The trustees may remove any of the following officers, when they believe it to be for the best interest and government of said village, justice of the peace, constable, clerk, treasurer and assessor.

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

Approved March 4, 1873.

CHAPTER XIX.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO INCORPORATE THE BOROUGH OF BELLE PLAINE, APPROVED MARCH FIFTH, EIGHTEEN HUNDRED AND SIXTY-EIGHT.

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

SECTION 1. That section one of said act be amended so as to include the following described lands, all of section thirty-six, town one hundred and fourteen, range twenty-five, lying south of the Minnesota river; all of section thirty-one, town one hundred and fourteen, range twenty-four, lying south of the Minnesota river; the north half of section seven, town one hundred and thirteen, range twenty-five [four, and the north half of section twelve, town one hundred and thirteen, range twenty-five.]

SEC. 2. That section four of said act be amended so as to read as follows: That the officers of said corporation shall be one mayor and five councilors, one treasurer, one clerk, one attorney, two borough justices, and one assessor, all of whom shall be elected from among and by the legal voters of said borough.

SEC. 3. That section nine of said act be amended by striking out the word "justice" wherever it occurs therein, and by inserting in its place the word "justices."

SEC. 4. That section fourteen of said act be amended so as to read as follows: That the term of office of the respective officers shall be as follows: of the councilors and clerk each three years, and of all other officers each one year. *Provided*, That at the first borough election held after the passage of this act, two councilors from said borough shall be elected for a short term to serve for one year, two councilors for the term of one [two] years and one for the term of three years; *And provided, further*, That every officer shall hold over his official term until his successor is elected and qualified.

SEC. 5. That section eighteen of said act be amended so as to read as follows: The council shall have the management and control of the finances, and of all the property of said borough, and shall likewise have full power and authority to make, ordain, establish, enforce, alter, correct and repeal all ordinances, rules and by-laws for the government and good order of the borough, and for the suppression of vice, declaring and imposing penalties, and to enforce the same against any person or persons who may violate any of the provisions of such ordinances, rules and by-laws, shall have the same force and effect as laws.

Second—The council have, within the limits of the said borough, the exclusive right to license and regulate the exhibition of common shows of any kind, caravans, circuses, or theatrical performances, and shall have the exclusive right to license and regulate billiard tables, bowling alleys, pigeon hole table, bagatelle tables, groceries, taverns and all persons vending or dealing in spirituous, vinous, fermented, mixed or intoxicating liquors, and to impose penalties upon any person or persons keeping [and using] any billiard table, bowling saloon or alley, or pigeon hole table, or bagatelle table without first procuring a license therefor, and to impose penalties upon any person vending or dealing in spirituous, vinous, fermented, mixed or intoxicating liquors without having first obtained license therefor. *Provided*, That no license for the sale of spirituous, vinous, fermented or intoxicating liquors within said borough shall be granted to any person or persons for less than the sum of twenty-five dollars per annum, and shall require a bond according to the statute.

Third—To prevent any riots, noise, disturbances and disorderly assemblages; suppress and restrain disorderly houses, groceries, and houses of ill-fame.

Fourth—To restrain drunkards, brawling, and obscenity in the streets or public places, and to restrain the selling of any intoxicating liquors to any minor or drunkard, or immoderate drinker of intoxicating liquors.

Fifth—To compel the owner or occupant of any grocery, cellar, tallow chandler's shop, soap factory, tannery, stable, barn, privy, sewer, or other unwholesome or nauseous house or place, to cleanse

or remove and abate the same from time to time as often as may be deemed necessary for the comfort and health of the citizens affected thereby.

Sixth—To prevent any person from bringing in, depositing or having within the limits of the said borough, any putrid carcass or unwholesome substance, and to require the removal thereof by any person having the same on his premises, or from any street, alley, or public place where he shall have thrown or put the same, and upon default, to authorize the removal thereof at the expense of the [person or persons depositing or leaving the same, or at the expense of the] owner of any animal that may die and be left unburied within the limits of said borough.

Seventh—To direct the location and management of slaughter houses and markets in said borough, and to regulate the sale, storage, keeping, and conveying of gunpowder and other explosive materials, and to regulate the place and manner of selling, for the inspection and weight of hay and coal and the measuring of charcoal, wood and other fuel, and to appoint suitable persons to weigh and measure the same.

Eighth—To restrain the running at large of horses, mules, cattle, swine, sheep and poultry of all kinds, and to authorize the impounding, distraining and sale of the same, and may erect pounds, and appoint masters to carry into effect this provision.

Ninth—To prohibit the running at large of dogs, and to impose fines upon the owners, and to authorize the destruction of the same when at large contrary to any ordinance.

Tenth—To prevent horse racing or immoderate riding or driving in the streets.

Eleventh—To provide for the enclosing, improving and regulating all public grounds belonging to the borough, and to provide for and regulate the adorning of the streets with shade and ornamental trees.

Twelfth—To prevent riding or driving upon the sidewalks, or the incumbrance of the streets, sidewalks, lanes, alleys, with carriages, carts, wagons, boxes, sleighs, firewood, lumber, and any other material.

Thirteenth—To provide for a public hall for the use of the borough, and to provide offices for the officers thereof.

Fourteenth—To appropriate money to pay the debts of the borough.

Fifteenth—To prevent the shooting of fire arms, crackers, rockets or other projectiles, or the burning or exploding of any fireworks in any situation that by the council shall be deemed dangerous to any property, or any annoyance to the citizens thereof.

Sixteenth—To cause any street, alley, or highway to be filled,

graded, levelled, paved, curbed, walled, gravelled, macadamized and planked and to keep the same in repair, and to cause all crosswalks, sidewalks, area walls, sewers to be constructed, laid, relaid, erected, cleansed and repaired.

Seventeenth—The council have power to alter, vacate, abolish, open, widen, extend, establish, grade, repair or otherwise improve and keep in repair all streets, avenues, lanes and alleys.

Eighteenth—To establish and regulate boards of health, provide hospitals and hospital grounds, and to do all acts and make all regulations which may be necessary or expedient for the preservation of health or the suppression of disease, and to make regulations to prevent the introduction of contagious diseases into the borough, and to make quarantine laws and enforce the same.

Nineteenth—To restrain and punish vagrants, mendicants, street beggars, and provide for the punishment of the same.

SEC. 6. That section twenty-one of said act be amended by striking out the word "two" wherever it occurs therein and by inserting in its place the word "six."

SEC. 7. That section twenty-three of said act be amended so as to read as follows: In all actions brought to recover any penalty or forfeiture under this act or the ordinances of the borough shall be brought in the corporate name of the borough. All prosecutions shall be commenced by warrant upon verified complaint as required by law. *Provided*, That no warrant shall be necessary in any case of the arrest of any person or persons in the act of violating any law of the state of Minnesota or ordinances of the borough, but in such case a complaint shall be made, which the justice before whom the party is brought shall reduce to writing, and the party be requested [required] to plead thereto, as to a warrant in other cases; and the person so arrested shall be proceeded against as in other cases. All process shall be directed to the marshal of the borough, but may be served by any officer authorized by him [law] to serve process in the county. In case of the non-payment of any fine imposed by such justice for the violation of any ordinance of said borough, the justice or appellate court may commit the defendant to the common jail of Scott county for a term not exceeding three months. Appeals shall [be allowed] in all cases of conviction under the ordinances of said borough in the same manner as required by law, save that the notice of appeal shall be served upon the borough attorney. All civil actions shall be under the direction and control of the council, they shall have power to settle, compromise or prosecute all such actions, on the part of the borough, when said borough shall be a party, or be interested in such action, and no person shall be incompetent as a witness or juror by reason of being an inhabitant of said borough, in an action to which said borough shall be a party.

SEC. 8. The assessor shall perform all duties in relation to the assessing of property for the purpose of levying of all borough, county and state taxes, and upon the completion of the assessment roll he shall return the same to the council, who may alter, revise and equalize the same, as they may deem it just and proper, and said assessment as revised and equalized by the council shall be final, subject only to the revision of the state board of equalization. The assessor shall receive such compensation for his services as the council by ordinance shall prescribe.

SEC. 9. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect and be in force from and after its passage.

Approved March 8, 1873.

CHAPTER XX.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF FERGUS FALLS.

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

SECTION 1. That sections two (2) and three (3) of chapter one (1), of the act entitled "An act to incorporate the village of Fergus Falls," approved February twenty-ninth, A. D. one thousand eight hundred and seventy-two, be and the same are hereby amended to read as follows:

Sec. 2. The elective officers of said corporation shall be one president, one recorder, three trustees, one treasurer, one assessor, and two justices of the peace, and shall each, except the justices of the peace, hold their respective offices for the term of one year, and until their successors are elected and qualified. The justices of the peace shall hold their offices for the term of two years and until their successors are elected and qualified. In addition to the above mentioned officers the council shall have power to appoint a marshal, a street commissioner and such other officers as to said council may seem necessary and to define the duties of such officers, and to remove such officers at pleasure.

Sec. 3. There shall be an annual election held in said village on the first Tuesday in April in each year, at which election the electors