

qualified, and shall have the exclusive jurisdiction of all the judicial powers granted the said corporation by this act except as hereinafter provided. Each of such village justices shall at the time of his election, and during his term of office, be a resident of said village, and shall keep his office therein, and shall have and exercise all the powers and jurisdiction of, and when acting as such, receive the same compensation as justices of the peace elected under the general laws of this state. Such justice shall execute a bond for the faithful discharge of the duties of his office, which bond shall be affirmed by said trustees and filed with the clerk of said village. He shall take the same oath of office as is required of the other village officers by this act.

Sec. 4. There shall be an annual election held on the third Tuesday of March of each year, at which the electors of said village qualified to vote at town elections, may elect by ballot, and by plurality of votes, the trustees, clerk, treasurer, marshal and two justices. The trustees shall give ten days' notice of the time and place of holding such election, by posting up written notices thereof in three public places in such village. The elections shall be held and conducted in the same manner as town elections, and the laws of this state applicable to elections generally, shall apply so far as consistency will admit, and the oath of a voter shall be the same as at town meetings, and false swearing shall be perjury.

Sec. 2. This act shall take effect immediately.

Approved March 3, 1873.

CHAPTER XXXIV.

AN ACT TO AMEND CHAPTER FIFTEEN OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO, ENTITLED "AN ACT TO INCORPORATE THE CITY OF LAKE CITY."

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

SECTION 1. That subdivision first, of section two of chapter four of said act, is hereby amended so as to read as follows:

First—To license and regulate the exhibitions of common showmen and shows of all kinds, and the exhibition of caravans, circuses, concerts, or theatrical performances; and also to license and regulate all

auctioneers, billiard tables, pigeon-hole tables, nine or ten pin alleys, bowling saloons, butchers' shops and butchers' stalls, and venders of butchers' meats, pawn-brokers, insurance offices and insurance agencies, taverns, ale and lager beer saloons, victualing houses, and all persons vending, dealing in or disposing of spirituous, vinous, malt or fermented liquors. *Provided*, That this act shall not be so construed as to prevent pork-packers from disposing of offal or trimmings of hogs, nor shall any person selling, or who may dispose of any animals raised or fattened by him, or who may sell fresh meats by the carcass or quantities not less than by the quarter, be deemed or held to be a vender of fresh or butchers' meats, under the provisions of this act; and also to license and regulate the selling or contracting for the sale of any goods, wares or merchandise by samples, when such goods, wares or merchandise are thereafter to be sent or delivered to the purchaser. *And provided, further*, That the license for so dealing in spirituous, vinous, fermented, mixed or intoxicating liquors, except ale and lager beer, shall be at least one hundred dollars a year, and as much higher as the common council shall direct; and that the license for so dealing in ale and lager beer shall be at least thirty dollars, and as much higher as the common council shall direct. *And provided further*, That no license shall be issued until the money is first paid. *And provided further*, That not more than five hundred dollars shall be required to be paid for any license under this act, and the fee for issuing the same shall not exceed one dollar; and said common council may at any time revoke any license granted under this act, for misconduct in the course of trade, and may regulate or restrain the sale of fresh or butchers' meat within the corporate limits of said city, and punish or restrain the forestalling of poultry, game, eggs or fruit within said city.

SEC. 2. That section one of chapter five of said act is hereby amended by adding thereto the following subdivision, viz.:

Third—Every male inhabitant between the ages of twenty-one and fifty years, in said city, shall annually pay a capitation or poll tax of two days' work upon the streets, highways or other improvements of said city, of which said inhabitant is a resident; all persons liable to pay such capitation or poll tax, may, in lieu of work, pay to the street commissioner of said city one dollar and a half per day, and the street commissioner shall expend all moneys so received upon the streets, highways or other improvements, as directed by the common council of said city. *Provided*, That the same shall be levied by the common council, and collected by the street commissioner in the manner provided by the laws of this state for the collection of highway labor-taxes in towns, by overseers of highways.

SEC. 3. That section two of chapter five of said act is hereby amended by striking out the words "first day of October," in said

section, and inserting in place thereof the words "fifteenth day of August."

SEC. 4. That section three of chapter six of said act is hereby amended so as to read as follows: The costs and expense of surveying streets, alleys, sidewalks, sewers, drains, gutters, and estimating work thereon, and of repairing and cleaning streets, alleys, drains, and gutters, main sewers and reservoirs, shall be paid out of the street improvement fund of said city. The cost of graveling, grading, planking, macadamizing, or paving streets and alleys, to the centre thereof, and of macadamizing or paving drains and gutters, shall be chargeable to and payable by the lots fronting on such street, alley, drain or gutter, within the line of improvement as far as the work extends; and the whole expense thereof shall be assessed upon such lots in proportion to their fronts thereon. *Provided*, That in all cases where improvements or work of any kind is chargeable by virtue of this section, upon any lots as aforesaid, all such improvements across streets, alleys and public grounds shall be made and paid for out of the street improvement fund of said city, in proportion to the width of the street, alley or public grounds.

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

Approved February 20, 1873.

CHAPTER XXXV.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF PRESTON.

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

SECTION 1. Section fifteen, chapter five, special laws of eighteen hundred and seventy-one, be and the same is hereby amended by inserting after the word sheriff, in line twenty-nine, the words "or any constable."

SECTION 2. This act shall take effect and be in force from and after its passage.

Approved March 6, 1873.