

CHAPTER XXIII.

AN ACT TO AMEND AN ACT, ENTITLED, "AN ACT TO AMEND THE CHARTER OF THE CITY OF MANKATO, APPROVED MARCH SIXTH, EIGHTEEN HUNDRED AND SIXTY-EIGHT."

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

SECTION 1. That section one of chapter fifteen of the special laws of 1875, approved February 26th, 1875, entitled, "An act to amend the charter of the city of Mankato," approved March sixth, eighteen hundred and sixty-eight, be amended so as to read as follows:

Sec. 1. That section nine of chapter three of said charter, be amended so as to read as follows:

Sec. 9. The common council shall in the month of February in each year, elect an assessor who shall perform all the duties relating to the assessing of property for the purpose of the levying of all city, county and state taxes, and upon the completion of the assessment roll, he shall return the same to the common council, who may alter, revise and equalize the same as it may deem just and proper, and said assessment as revised and equalized by the common council shall be returned to the board of county commissioners and be subject to further revision and equalization by said county board, or by the state board of equalization. The assessor shall hold his office for one year, and until his successor is elected and qualified, the common council may also, whenever it shall deem it necessary, authorize the said assessor to appoint an assistant to aid him in said assessment, whose compensation shall be fixed by the common council, but no appointment of assistant shall be valid until the same is confirmed by vote of the common council.

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

Approved February 18th, 1876.

CHAPTER XXIV.

AN ACT TO AMEND CHAPTER 24 OF THE SPECIAL LAWS OF THE YEAR 1875, ENTITLED "AN ACT TO INCORPORATE THE VILLAGE OF WINDOM, IN COTTONWOOD COUNTY, MINNESOTA.

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

SECTION 1. That section two of chapter twenty-four of the special laws of the year 1875, be amended to read as follows:

SEC. 2. All the territory included within the following boundaries shall constitute the village of Windom, to-wit: All of section twenty-five (25), the east half of section twenty-six (26), the northeast quarter of section thirty-five (35), and the north-half of section thirty-six (36) all in township one hundred and five (105) north, range thirty-six (36) west, in Cottonwood county, Minnesota.

SEC. 3. That section three of said chapter twenty-four be amended by striking out the words "one justice of the peace" in the second line of said section and inserting in the place thereof the words "two justices of the peace."

SEC. 4. That section six of said chapter twenty-four be amended by striking out the words "the village justice" in the second line of said section and inserting in lieu thereof the words "the justice of the peace of said village."

SEC. 5. That section nineteen of said chapter twenty-four be amended by striking out all of said section between the words "regulation" in the eighth line and the word "shall" in the tenth line of said section nineteen, and inserting in lieu thereof the words "and in all cases arising or brought in virtue of the provisions of this act, or of the ordinances, by-laws, rules or regulations of said village actions."

SEC. 6. That section twenty-four of said chapter twenty-four be amended by adding thereto the following, viz: "Whenever the common council of said village shall deem it necessary to construct or repair any sidewalk in said village, they shall by resolution require the overseer of the road district in which said sidewalk is to be constructed or repaired, to notify all owners or occupants of any lot or parcel of land adjoining such sidewalk if resident within said village, to construct or repair so much of said sidewalk as adjoins their several lots, at his or their own proper expense, within a certain time to be designated in such notice, which shall not be less than twenty days after the service of such notice. If any such work or any part thereof is not done in the manner prescribed by ordinance, and within the time designated in said notice, the common council may order the same to be done at the expense of the lots adjoining such sidewalks; and the expense thereof shall be assessed upon such lots so chargeable in such manner that each lot shall be charged with the whole expense of the sidewalk adjoining thereto, and such assessment shall be a lien upon such lot or lots as in the case of other taxes, and the said common council shall cause a statement of such assessment to be returned to the auditor of said Cottonwood county at the same time with the village taxes levied by them, and such assessment shall be collected and payment thereof enforced in like manner as county taxes are collected and payment thereof enforced against real estate. No error or informality in the proceedings shall vitiate the assessments made by virtue of this section; *provided* the notice hereinbefore provided for shall have been given."

SEC. 7. That section thirty-three of said chapter twenty-four be amended by inserting next after the second line of said section thirty-three, the following words, viz: "in actions brought in the name of said village."

SEC. 8. This act shall be deemed a public act and need not be

pleaded or proven in any court in this state, and shall take effect and be in force from and after its passage.

Approved March 2, 1876.

CHAPTER XXV.

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

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

SECTION 1. That section two (2) of chapter twenty-six of the special laws of 1872, be amended so as to read as follows:

Sec. 2. The territory included in said village of Farmington, shall be all of section thirty-one (31), town one hundred and fourteen (114), range nineteen (19) west, county of Dakota.

SEC. 2. Section three (3) of said chapter, be and the same is hereby amended so as to read as follows:

Sec. 3. The government of said corporation and the management of all its municipal concerns shall be vested in three trustees (one of whom shall be selected by themselves as president), one treasurer, two justices of the peace, (one of whom shall be chosen as village justice by the trustees of said village), one constable, one assessor, one street commissioner, one clerk, who shall be residents of said village. The trustees, treasurer and justices of the peace and constable shall be elected by the qualified voters of said village. The assessor, street commissioner and clerk of said village shall be appointed, by the trustees of said village, and may be removed at any time by said trustees, the trustees and treasurer shall hold their office for one year, and the justice of the peace and constable for two years, and until their successors are elected and qualified, the trustees may fill by appointment any vacancy in any of the village offices.

SEC. 3. Section five of said chapter, be and the same is hereby amended so as to read as follows:

Sec. 5. Said village of Farmington shall constitute and be one election district for the purpose of, general and special elections under the general election laws of this state, and the trustees of said village shall be and act as judges of election, and the clerk shall be and act as one of the clerks of election, and at all general or special elections in said election district, the electors at the hour of opening the polls on the day of election shall choose one clerk of election, and the trustees aforesaid and the clerk with the clerk chosen as herein provided, shall comply with and perform all the duties required under the general election laws of the state. *Provided*, that the village clerk shall give notice of all elections, general or special in the same way as