

and the city government organized. If a majority of said ballots shall contain the word "no," then said first election shall not be held and the city government shall not be organized.

SEC. 7. If upon canvassing the vote as provided for in section six (6) of this chapter, the result shall show a majority against the organization of the city government, then the judges shall file the returns of said election with the town clerk of Albert Lea. If the result shows a majority for the organization of said government, then the judges shall prepare duplicate copies of the returns of said election, and shall file one copy with the town clerk aforesaid, and shall deposit one copy with one of their number, whose duty it shall be, as soon as the common council is organized as provided in this act, to file said copy with the clerk of said council. In case this act shall not be accepted at the election herein provided, then there shall be no change in the territory of the township of Albert Lea, but the township shall be and remain as now prescribed by law and governed accordingly.

CHAPTER XIV.

SECTION 1. This act shall be deemed a public act, and need not be pleaded nor proven in any court in this State.

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

Approved March 11th, 1878.

CHAPTER 2.

AN ACT TO INCORPORATE THE CITY OF ANOKA IN THE COUNTY OF ANOKA, AND STATE OF MINNESOTA.

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

CHAPTER I.

SECTION 1. All that part of the county of Anoka, Minnesota, contained within the limits and boundaries hereinafter specified, shall be a city by the name of Anoka; and the people now inhabiting, or who shall hereafter inhabit the district of country herein described, shall continue to be a municipal corporation by the name of the City of Anoka, and shall have the general powers possessed by municipal corporations at common law; and in addition thereto, shall possess the powers hereinafter specially granted, and the authorities thereof shall have perpetual succession, and shall be capable of contracting and being contracted with, of suing and being sued, pleading and being impleaded in all courts of law and equity, and shall have a common seal, and may change and

alter the same at pleasure, and take, hold and purchase, lease and convey any and all such real and personal and mixed estate as the purposes of the corporation may require.

SEC. 2. The territory included within the following boundaries and limits shall constitute the city of Anoka, viz: All of fractional township number thirty-one (31), north of range number twenty-five (25), west of fourth (4th) principal meridian, and the fractional west three-fourths ($\frac{3}{4}$) of sections number six (6) and seven (7), in township number thirty-one (31), north of range number twenty-four (24) west fourth (4th) principal meridian, in said county of Anoka.

SEC. 3. Said city shall comprise and is hereby divided into two (2) wards, as follows, to-wit: The first (1st) ward shall comprise all the territory within said city limits east of Rum river. The second (2d) ward shall comprise all the territory within said city limits west of Rum river.

CHAPTER II.

ELECTIONS.

SECTION 1. The annual election of the officers of said city shall be held on the second (2d) Tuesday of March in each year, at such place in each election district in said city as the city council shall designate, and the poles shall be kept open from ten (10) o'clock A. M. until five (5) o'clock P. M., and ten (10) days' previous notice shall be given by the city clerk of the time and place of holding such election, by posting notices thereof in three (3) public places in said city, and by publishing the same in the official paper of said city, which said notice shall contain the names of offices to be filled.

SEC. 2. The elective officers of said city shall be a mayor, city clerk, city treasurer, and two (2) justices of the peace, who shall be styled the city justices, all of which officers shall be residents within and qualified voters of said city. The elective officers of each ward shall be three (3) aldermen, who shall be owners of real estate and residents within and qualified voters of the ward for which they may be elected, and one (1) constable, who shall be a resident within and a qualified voter of the ward for which they may be elected.

SEC. 3. The mayor, city clerk and city treasurer thus elected, shall hold their offices for one (1) year from the first (1st) Monday after their election, and until their successors are elected and qualified. At the first election held under this charter in said city, there shall be one (1) alderman elected, who shall hold his office for three (3) years; one (1) alderman who shall hold his office for two (2) years, and one (1) alderman who shall hold his office for one (1) year; and thereafter there shall be one (1) alderman elected annually from each ward, who shall hold his office for three (3) years, and until their successors are elected and qualified. The city justices and constables for each ward shall hold their offices

for two (2) years from the first (1st) Monday after their election, and until their successors are elected and qualified, and shall, before entering upon the duties of their offices, execute a bond to the city to be approved by the city council, and take and subscribe the oath of office as prescribed by statute for other justices of the peace and constables; and said justices of the peace and constables, when so elected and qualified, shall be possessed of all the powers, rights and emoluments conferred upon justices of the peace and constables by the public statutes of this State; *Provided*, That said justices may keep their offices in any place in said city. Whenever a vacancy shall occur in the office of mayor or alderman, such vacancy shall be filled by a new election, which shall be ordered and held within twelve (12) days after such vacancy shall occur; any vacancy occurring in any other office shall be filled by the city council.

Any person elected or appointed to fill a vacancy, shall hold the office and discharge the duties thereof for the unexpired term, with same rights and subject to the same liabilities as the person whose office he may be elected or appointed to fill.

SEC. 4. All elections by the people shall be by ballot, and a plurality of votes shall constitute an election. Whenever two or more candidates for an elective office in said city shall receive an equal number of votes for the same office, the election shall be determined by casting of lots in the presence of the city council, at such time and in such manner as they may direct.

SEC. 5. All persons entitled to vote for county and State officers, who shall have resided in the ward in which they may offer to vote, ten (10) days next preceding the day of election, shall be entitled to vote for any officer to be elected under this act, and to hold any office hereby created.

SEC. 6. The elections in each ward of said city shall be held at such place therein as the city council shall designate, and be conducted by three (3) judges of election, to be appointed by said council, who shall take the oath or affirmation prescribed by the General Laws of this State, to be taken by judges or inspectors of elections. Said judges of election shall have power to appoint two (2) clerks and to administer to them the necessary oaths. Said elections shall be conducted in the same manner and under the same penalties, and vacancies in the board of judges thereof filled as provided by the General Statutes of this State regarding elections.

SEC. 7. When an election shall be closed, and the number of votes for each person or candidate voted for counted, the said judges and clerks shall make returns thereof, stating clearly the number of votes cast for each person, for each and every office, and shall deliver, or cause to be delivered to the city clerk, such returns without delay; and the city clerk shall within three (3) days, give notice to each of the persons so elected of their respective elections.

SEC. 8. Special elections, ordered by the city council, shall be held and conducted and returns thereof made in the same manner as at annual elections.

SEC. 9. Any officer removing from the city, or from the ward for which he was elected; or any officer who shall neglect or refuse for six (6) days after notice of his election or appointment, to qualify and enter upon the discharge of his duties, shall be deemed to have vacated his office, and the city council shall proceed to fill such vacancy as herein prescribed or provided by ordinance not in conflict with the provisions hereof.

SEC. 10. At all elections to be held under this charter, the polls shall be opened at ten (10) o'clock in the forenoon, and kept open until five (5) o'clock in the afternoon of the same day, at which time the polls shall be closed. Upon opening the polls, the judges shall cause proclamation thereof to be made, and thirty (30) minutes before closing the same, proclamation shall be made in like manner that the poles will be closed in half an hour.

CHAPTER III.

OFFICERS—THEIR POWERS AND DUTIES.

SECTION 1. Every person elected or appointed to any office under this act shall, before he enters upon the duties of his office, take and subscribe an oath of office, and file the same duly certified by the officer administering the same, with the city clerk. The treasurer and such other officers as the city council may direct, shall, severally, before entering upon their respective offices, execute to the city of Anoka, a bond with at least two (2) sureties, to be approved by the city council, and said bond shall contain such conditions as the city council shall deem proper; and said city council may from time to time require, in their discretion, new or additional bonds, and may remove from office any officer refusing or neglecting to give the same.

SEC. 2. The mayor shall, when present, preside over the meetings of the city council, and in case of a tie vote shall decide the same by his vote; and shall take care that the laws of the state and the ordinances of the city be strictly enforced and duly observed; and that all other executive officers of the city discharge their respective duties. He shall from time to time give the city council such information and recommend such measures as he may deem advantageous to the city. The mayor shall be the chief executive officer and head of the police of the city, and shall, by and with the advice of the city council, appoint such police officers and watchmen, as may be necessary, except when otherwise provided for; and any police officer or watchman appointed by the mayor as aforesaid, may be discharged from office by him with the approval of the city council, whenever, in their opinion, the welfare of the city demand it, or a reduction of their numbers renders it necessary. The mayor shall have power to execute all acts that may be required of him, by any ordinance made in pursuance of this act, and is hereby authorized and empowered to call upon every male inhabitant of said city over the age of eighteen years,

to aid in enforcing the laws and ordinances of said city, and any person who shall not obey such call shall forfeit to said city a fine not exceeding twenty-five (\$25.00) dollars and not less than five (\$5.00) dollars. All ordinances and resolutions shall, before they take effect, be presented to the mayor, and if he approve thereof, he shall sign the same; and such as he shall not approve, he shall return to the city council with his objections thereto, by depositing the same with the city clerk to be by him presented to the city council at their first meeting thereafter; and upon the return of any ordinance or resolution by the mayor, the same vote by which the same was passed shall be reconsidered, and if after such reconsideration the city council shall pass the same by a two-thirds vote of those present and voting, it shall have the same effect as if approved by the mayor, and in such case the vote shall be by ayes and noes, which shall be entered in the record by the city clerk. If an ordinance or resolution shall not be returned by the mayor within five (5) days after it shall have been presented to him, the same shall have the same effect as if approved by him.

SEC. 3. In case the mayor shall be guilty of wilfull oppression or corrupt partiality in the discharge of the duties of his office, he shall be liable to indictment, and on conviction thereof shall pay a fine of not more than five hundred dollars (\$500), and the court shall have power (upon the recommendation of the jury in the case,) to add to the judgment for the fine that he be removed from office.

SEC. 4. In case of the absence of the mayor from the city, or or his inability from any cause to discharge the duties of his office, the city council shall elect by ballot from their own number, an officer who shall be styled acting mayor, and all acts performed by him shall have the same force and validity as if performed by the mayor.

SEC. 5. The city clerk shall keep the corporate seal of the city, and all papers and records of the city council. He shall draw all orders on the city treasurer in pursuance of any order or resolution of the city council authorizing the same, which shall be signed by the mayor, or acting mayor for the time being, and countersigned by himself, and shall also impress thereon the corporate seal of the city, and shall keep a full and accurate account thereof in books provided for that purpose, and make a full and fair record of all the by-laws, resolutions and ordinances passed by said city council. The said clerk shall have power to administer oaths and affirmations, and copies or transcripts of all papers filed in his office, and transcripts from the records of the city council duly certified by him under the corporate seal of the city, shall be evidence in all courts of this State in like manner as if the originals were produced. He shall report annually on or about the second Tuesday in March to the city council, an estimate of the expenses of the city for the current year, and the revenues necessary to be raised therefor, and the fiscal year of the city shall commence on the second Tuesday in March. Said city clerk shall countersign all contracts made in behalf of the city, and all certi-

ficates of work done by order of the city council. He shall negotiate such temporary loan or loans for the city as the city council shall direct, which shall be subject to the approval of the city council. He shall examine the report, books, papers, vouchers and accounts of the city treasurer, and shall perform such other duties as may be required of him by the city council. But he shall not be directly or indirectly interested in any contract or job to which the city is a party, or in any loan to be negotiated by or in behalf of the city.

SEC. 6. The city council shall have power to elect a city attorney, surveyor, and a street commissioner of said city, and define their respective duties, each of whom shall hold his office for the term of one (1) year from the first (1st) Monday after the annual city election, and until his successor shall be elected and qualified.

SEC. 7. The city attorney shall perform all professional duties incident to his office, and when required, shall furnish written opinions upon any or all subjects or questions submitted to him by the city council, or any of its committees.

SEC. 8. The city treasurer shall receive all moneys belonging to the city, including license money and fines, and keep accurate and detailed accounts thereof, in such manner as the city council shall direct.

The treasurer shall exhibit to the city council, at least fifteen (15) days before the annual election, or sooner if required by them, a full and detailed account of the receipts and expenditures after the date of the last annual report, and also of the state of the treasury, which account shall be filed with the city clerk, and a copy of the same published in one or more of the city newspapers. He shall also report to the city council at such times and in such manner as they may require.

SEC. 9. It shall be the duty of the street commissioner of said city to render his personal services and perform labor in repairing the streets of said city, and to superintend all work and improvements, and to carry into effect all orders of the city council in relation to work and improvements upon the streets and public grounds of the city. He shall keep accurate accounts of all moneys received by him, and of all moneys expended in the discharge of his duties, and render monthly reports thereof to the city council, or oftener if required.

SEC. 10. The city surveyor shall hold his office during the pleasure of the city council, who shall prescribe his duties and fix the fees or compensation for any services performed by him; all surveys, profiles, plans or estimates made by him for the city, shall be the property of the city, and shall be carefully preserved in the office of the city clerk, open to the inspection of parties interested.

SEC. 11. The justices of the peace for the city, styled the city justices, shall possess all the authority, power and rights of a justice of the peace for the county of Anoka, under the laws of this State, and shall have in addition thereto, jurisdiction to hear and try all complaints for violation of any provision or provisions of the charter, and any ordinance, by-law, rule or regulation made

or adopted or by virtue thereof, and of all cases cognizable before a justice of the peace in which the city is a party, and of all writs, prosecutions and proceedings in the recovery of any fine or forfeiture or penalty under any by-law, ordinance or regulation of the said city or its charter, and in all cases of offenses committed against the same. And the said city justices shall have jurisdiction in cases of larceny, and may hear and try the same where the amount claimed to have been stolen does not exceed the sum of one hundred dollars (\$100). In all prosecutions for assaults, batteries and affrays, and for all other offenses not indictable, and in all civil suits or proceedings before said city justice, the same forms and proceedings shall be had and used, where not otherwise directed, as are established and required to be held in civil and criminal actions by the laws of this State before a justice of the peace; and appeals from the judgment and decisions of said city justices shall be allowed as now provided by law for appeals from judgments rendered by justices of the peace. In all cases of convictions for assaults, batteries and affrays within said city, and in all cases of conviction under any ordinances of the city for breach of the peace, disorderly conduct, keeping houses of ill-fame, or frequenting the same, and of keeping and maintaining disorderly and ill-governed houses, the said justices shall have power, in addition to the fines or penalties imposed, to compel said offenders to give security for their good behavior, and to keep the peace for a period not exceeding six months, and in a sum not exceeding five hundred dollars (\$500).

The said justices shall have the same power in cases of contempt as a justice of the peace under the laws of this State now in force. All fines and penalties imposed by the city justices for offenses committed within the city limits, or for the violation of any ordinance, by-law or regulation of said city, shall belong to and be a part of the finances of said city.

SEC. 12. Said city justices shall monthly report, or oftener if required, to the city council a list of all proceedings instituted before them in behalf of the city, and the disposition thereof, and shall at the same time account for and pay over all penalties, fines and costs collected by them belonging to said city; and said justices shall be entitled to receive from the county of Anoka such fees in criminal cases as are allowed by statute to justices of the peace for similar services.

SEC. 13. The city council may designate a newspaper printed in the city in which shall be published all ordinances and other proceedings and matters required to be published in a public newspaper, the publisher of which shall be termed the "city printer." The city printer shall, immediately after the publication of any notice or ordinance, resolution or other matter which may be required to be published, file in the office of the city clerk, his affidavit, or the affidavit of his foreman, with a printed copy of such publication cut from the columns of said paper, specifying the days on which the same was published.

SEC. 14. The city council shall have power to require other and further duties of any officer whose duties are herein prescribed and to appoint such other officers as may be necessary to carry into effect the provisions of this act, and to prescribe their duties; and to fix the compensation of all officers elected or appointed by said city council. *Provided*, No member of the city council shall receive from the city any compensation for his services.

SEC. 15. No member of the city council, or other city or ward officer, shall be a party to or interested in any contract or job of work wherein the city may be one of the contracting parties.

SEC. 16. Any person having been an officer in said city, shall, within five (5) days after being notified of the election of his successor, upon request, deliver to him all property, books, papers and effects of every description, in his possession, appertaining to said office; and upon failure to do so he shall forfeit and pay to the use of the city one hundred dollars; also to the party injured all damages caused by his neglect or refusal so to deliver; and such officer so elected may recover the possession of such books, papers and effects in the manner prescribed by the laws of this State in case of unlawful detention of property.

SEC. 17. There shall be a chief of police of said city, who shall be appointed by the mayor, by and with the consent of the city council; and said chief of police shall have all the powers of a constable under the laws of Minnesota, and shall perform such other duties as shall be prescribed by said city council for the preservation of the public peace. All police officers and watchmen of said city shall have authority to arrest and detain any person guilty of any breach of the peace or of the violation of any ordinance of said city or of any law of the State of Minnesota. The mayor, chief of police, sheriff of the county of Anoka, and each and every alderman and justice of the peace, police officer, watchman and constable of said city, shall be officers of the peace, and may suppress in a summary manner, all disorderly behavior within the limits of the city, and for such purpose may command the assistance of any and all bystanders; and if any person so commanded shall refuse to aid in maintaining the peace, such person shall, upon conviction thereof before either of the city justices of said city, pay a fine to said city not to exceed the sum of fifty (\$50.00) dollars.

SEC. 18. The city council shall, annually, in the month of April, elect an assessor, who shall have the same powers and authority, and perform the same duties as are or may be required by the laws of this State, of town assessors, and shall qualify in the same manner; said assessor shall, whenever the city council shall so determine, make and return a census of the population of the city in the manner and form prescribed by said city council.

CHAPTER IV.

THE CITY COUNCIL, ITS GENERAL POWERS AND DUTIES.

SECTION 1. The mayor and aldermen shall constitute the city council, and the style of all ordinances shall be: "The Council of the City of Anoka do ordain." The annual meeting of the city council shall be on the first Monday after the annual election in each year, and a majority shall constitute a quorum. The city council shall determine the rule of its proceedings, and be the judges of the election and qualification of its members, and shall have the power to compel the attendance of absent members.

SEC. 2. The city council shall hold stated meetings, and the mayor may call special meetings by notice to each of the members, to be delivered personally, or left at their usual place of abode. The city council shall have the management and control of the finances and all the property of the city, and shall likewise, in addition to the power herein vested in them, have full power and authority to make, enact, ordain, establish, publish, enforce, alter, modify, amend and repeal all such ordinances, by-laws, rules and regulations for the government and good order of the city, for the suppression of vice and intemperance, and for the prevention of crime, as they shall deem expedient; they shall have power to establish and maintain a city prison for the imprisonment, custody and safe keeping of all persons arrested or charged with any offense whatever in any way cognizable before the city justice; to make all rules and regulations for the government and management of such prison, to appoint keepers and other officers for the same, and prescribe their duties and fix their compensation. The keeper of said prison shall have and possess all the authority of a jailor at common law, or by the laws of the State. The city council shall have full power and authority to declare and impose penalties and punishments, and enforce the same against any person or persons who may violate any provisions of any ordinance or by-law passed or ordained by them, and all such ordinances, rules and by-laws are hereby declared to have all the force of law; *Provided*, That they be not repugnant to the constitution and laws of the United States, or of the State of Minnesota, and for these purposes shall have authority by ordinance and resolution or by-laws—

First. To license and regulate the exhibitions of common shows, and shows of all kinds, or the exhibition of caravans, circuses, concerts or theatrical performances, billiard tables, pigeon-hole tables, nine or ten-pin alleys, bowling saloons; to grant licenses to and regulate auctions and auctioneers, insurance agencies and offices; to license tavern keepers and victualling house keepers, and all persons dealing in spirituous, vinous, fermented, mixed or intoxicating liquors in said city.

Second. To restrain and prohibit the use of all gambling devices

whatever from being set up or used for gambling purposes, and to restrain and prohibit all descriptions of gambling and fraudulent devices and practices.

Third. To prevent any riots, noise, disturbances, disorderly assemblages in said city, and provide for the arrest of and punishment of any person or persons who shall be guilty of the same; to suppress disorderly houses and houses of ill-fame, and to provide for the arrest and punishment of the keepers thereof, and to authorize the seizure and destruction of all instruments used for the purpose of gambling.

Fourth. To compel the owner or owners of any cellar, tallow-chandler shop, soap factory, tannery, stable, barn, privy, sewer or other unwholesome structure or place, to cleanse, remove or abate the same from time to time, as often as may be deemed necessary for the health, comfort and convenience of the inhabitants of said city.

Fifth. To direct the location and management of slaughter houses and markets, breweries and distilleries, and to establish rates for and license of gunpowder, and regulate the storage, keeping and conveying of gunpowder, or other combustible materials.

Sixth. To prevent the encumbering of streets, alleys, sidewalks and public grounds with vehicles of any kind, or with wood, stone, lumber, posts, awnings, or any other material or structure.

Seventh. To prevent immoderate riding or driving in the streets, or obstructing streets, alleys or crossings, and to regulate the speed of cars and locomotives, and to prevent their obstructing streets and public walks; to compel persons to fasten their horses or other animals while standing in the streets, and to regulate the places of bathing.

Eighth. To restrain the running at large of horses, cattle, swine, sheep, goats, poultry and geese, and to authorize the distraining, impounding and sale of the same, and to impose penalties on the owners of such animals for violation of the ordinances; *Provided,* That when a sale of such animals shall be made, the proceeds thereof, after deducting the expenses of distraining, keeping, advertising and selling such animals, shall be deposited in the office of the treasurer of said city, for the use and benefit of the owners thereof, if called for by such owner within one year from the day of such sale.

Ninth. To restrict and regulate the running at large of dogs, may grant licenses therefor, and impose fines upon the owners of vicious or dangerous dogs, and may authorize the destruction of any dog when at large contrary to ordinance in relation thereto.

Tenth. To prevent any person from bringing, depositing or having in his possession within the city, any putrid carcass or other unwholesome substance, and to require the removal of the same, and on default thereof, to provide for the removal of the same at the expense of such person or persons.

Eleventh. To make and establish public pounds, pumps, water cisterns and reservoirs, and to provide for the erection of water works for the supply of water to the inhabitants, to erect lamps

or to provide other means whereby to light the city, to regulate and license hacks, omnibuses, express wagons, drays and carts, and to fix and determine the charges of hackmen, omnibus drivers, draymen and cartmen.

Twelfth. To regulate the width and surface line of sidewalks, and to prevent damage thereto.

Thirteenth. To establish and regulate boards of health, provide hospitals and hospital grounds, and the registration of births and deaths, and the returns of bills of mortality, and to regulate or prevent, if deemed expedient, the burial of the dead within the city limits and to provide for the removal of any mortal remains now interred within such limits, to such cemetery as they may deem proper.

Fourteenth. To regulate the size and weight of bread and to provide for the seizure and forfeiture of bread baked contrary thereto.

Fifteenth. To prevent the discharge of fire arms or crackers, and to prevent the exhibition of any fireworks in any situation which may be considered by the city council as dangerous to the city, or any property therein, or annoying to any citizen thereof.

Sixteenth. To restrain and regulate porters, runners, agents and solicitors for boats, vessels, stages, cars and public houses or other establishments.

Seventeenth. To prevent open and notorious drunkenness, obscenity in the streets or public places of the city, and to provide for the arrest and punishment of all persons who shall be guilty of the same.

Eighteenth. To establish public markets and other public buildings, and make rules and regulations for the government of the same; to appoint suitable officers for overseeing and regulating such markets, and to restrain all persons from interrupting or interfering with the due observance of such rules and regulations.

Nineteenth. To license and regulate butcher shops and stands for the sale of game, poultry, butchers' meats, butter, fish and other provisions.

Twentieth. To regulate the place and manner of weighing and selling hay, and the measuring and selling of firewood, peat, coal, and lime, and to appoint suitable persons to superintend and conduct the same.

Twenty-first. To compel the owner or occupant of buildings or grounds to remove snow, dirt or rubbish from the sidewalks, street or alley oppsite thereto, and to compel such owner or occupant to remove from the lot owned or occupied by him, all such substances as the board of health shall direct, and in his default to authorize the removal or destruction thereof by some officer at the expense of such owner or occupant.

Twenty-second. To regulate and control and prevent the landing of persons from boats, vessels or other conveyances whereon are contagious or infectious diseases or disorders, and to make such disposition of such persons as to preserve the health of the city.

Twenty-third. To regulate the time, manner and place of holding public auctions and vendues.

Twenty-fourth. To provide for watchmen, and to prescribe their number and duties and regulate the same, and to create and establish the police of said city, and to prescribe the number of police officers and their duties, and to regulate the same.

Twenty-fifth. To provide by ordinance for a standard of weights and measures, for the appointment of a city sealer, and require all weights and measures to be sealed by the city sealer, and to provide for the punishment of the use of false weights and measures.

Twenty-sixth. To regulate the inspection of flour, pork, beef, fish, salt, whiskey, and other liquors and provisions, and to appoint inspectors, measurers, weighers and gaugers; to regulate their duties and prescribe their compensation.

Twenty-seventh. To direct and regulate the planting and preservation of ornamental trees in the streets, alleys, highways and public grounds of the city.

Twenty-eighth. To remove and abate any nuisance, obstruction or encroachment upon the streets, alleys and highways of the city.

Twenty-ninth. To remove and abate any nuisance injurious to the public health, and to provide for the punishment of all persons who shall cause or maintain such nuisance.

Thirtieth. To do all acts and make all regulations which may be necessary and expedient for the preservation of the public health, or the suppression of disease, and to make regulations to prevent the introduction of contagious diseases into the city, and to make quarantine laws and enforce the same within the city.

Thirty-first. To restrain and punish vagrants, mendicants, street beggars, and prostitutes, and provide for the punishment of the same.

Thirty-second. Fines, penalties and punishments imposed by the city council for the breach of any ordinance, by-law or regulation of said city, may extend to a fine not exceeding one hundred (\$100.00) dollars, and imprisonment in the city prison or county jail not exceeding thirty (30) days, or both, and be fed on bread and water at the discretion of the city justice; and to provide that any male person convicted of any offence before the city justices, subjecting such person to imprisonment and fine, either or both, may be kept at hard labor in any workhouse established by the city council for that purpose or upon the public streets or other improvements of said city, or both, until such person shall work out the amount of such fine in conformity with any ordinance of said city.

Sec. 3. All ordinances, regulations, resolutions and by-laws, shall be passed by an affirmative vote of a majority of the members of the city council present by ayes and noes and be published in the official paper before the same shall be in force, and shall be admitted as evidence in any court in the State without further proof; they shall be recorded by the city clerk in books provided for that purpose. No appropriation shall be made without a majority of the council in its favor, which vote shall be taken by ayes and noes and entered among the proceedings of the council.

SEC. 4. The powers conferred upon the city council to provide for the abatement or removal of nuisances shall not bar or hinder suits, prosecutions or proceedings in the courts according to law.

SEC. 5. All funds in the city treasury shall be under the control of the city council, and shall be drawn out upon the order of the mayor and clerk duly authorized by vote of the city council, and all orders shall specify the purpose for which they are drawn, but the sum total of the amount of orders issued for any one year shall not exceed the anticipated revenue to meet the current expenses for that year. No moneys shall be appropriated except such as are especially authorized by this act.

SEC. 6. The city council shall examine and adjust the accounts of all city officers and agents of the city at such times as they may deem proper; and if such officer or agents shall refuse to comply with the order of said city council in discharge of their duties in pursuance of this section, the council shall declare the office of such person vacant, and may commence suit or proceedings at law against any such officer or agent who may be found delinquent or defaulting in his accounts or in the discharge of his official duties. The council shall make full records of all such settlements and adjustments.

SEC. 7. The city council shall have power to order and contract for the making, opening, grading, repairing, cleansing, improving and adorning of the streets, alleys, public grounds, reservoirs, cisterns, gutters, sewers and sidewalks within the city, and to direct and control the persons employed thereon, and all such improvements shall be superintended by the street commissioner.

SEC. 8. *Provided*, that nothing contained in these articles of incorporation shall be so construed as to prevent the legal voters of said city of Anoka from deciding for themselves whether or not license shall be granted to any person or persons in said city to sell lager beer, spirituous, vinous, malt or fermented liquors, and the city clerk is hereby required on the petition of twenty (20) or more legal voters of said city, at any time not less than ten (10) days before any annual city election, to give notice that the question of license will be submitted at said election, and notice thereof shall be given by said city clerk at the same time and in the same manner that notice of annual city elections are given, and said question of license shall be determined by ballot containing the words "in favor of license" or "against license," (as the case may be) which vote shall be canvassed and returned as is by law prescribed for canvassing election returns; and if such returns show that a majority of the legal votes cast at said election shall be against license, then, and in such case the city council of said city shall grant no license to sell lager beer, spirituous, vinous, malt or fermented liquors in said city of Anoka, except to persons legitimately and bonafidely engaged in the business or occupation of druggist, and then only for medicinal and mechanical purposes.

CHAPTER V.

SEC. 1. All property, real and personal, except such as may be exempt by the laws of this State, or by ordinances of the city, shall be subject to taxation for the purpose of constructing, repairing and improvement of streets, roads and bridges, and all other needful improvements, and for other purposes conducive of good order, cleanliness and protection against crime, disease and fire, and for the support of the city government, and the payment of its debts and liabilities incurred on account of and for the purposes above mentioned, and the same shall be assessed, levied and collected in the manner provided by the laws of this State for the assessment and collection of county or State taxes. *Provided*, That said taxes shall in no one year exceed four mills on the dollar of the assessed valuation of the property in said city.

SEC. 2. Every male inhabitant between the ages of twenty-one (21) and fifty years (50) years in said city, shall annually pay a capitation or poll tax of two days work upon the streets, highways or other improvements within the ward 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 city treasurer one dollar (\$1.00) per day, and all moneys so received by the city treasurer shall be expended upon the streets, highways or other improvements within the ward where the person paying the same may reside. *Provided*, That the same shall be levied by the city 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, except the payment of money in lieu of work as hereinbefore provided.

SEC. 3. The city council are hereby authorized and empowered to levy special assessments and taxes on any lot, piece or parcel of land in the city, without regard to the assessed valuation thereof, for grading, building of sidewalks, sewers, or other improvements which may benefit such lot, piece or parcel of land, not to exceed the amount of such benefit. The amount of such benefit and the tax to be levied thereon shall be fixed and determined by three disinterested persons to be appointed by the city council for that purpose, whose duties and compensation shall be fixed and provided for by said city council, and all such special assessments or taxes shall be a lien upon such lot, piece or parcel of land, and be levied and collected in the same manner as provided by the laws of this State for the levying and collection of other taxes.

CHAPTER VI.

OPENING OF STREETS, ALLEYS, ETC.

SEC. 1. The city council shall have power to lay out public squares, grounds, streets and alleys, and to widen and enlarge the same as follows: Whenever twenty (20) or more freeholders re-

siding in said city, shall by petition represent to the city council that it is necessary to take certain lands within the city for the purpose of laying out public squares, grounds, streets or alleys, or enlarging or widening the same, and the courses, distances, metes and bounds of the land proposed to be taken, together with the names and residences of the owners of such premises if known to the petitioners, are or shall be set forth in the petition. The city council shall thereupon cause notice of such application to be given to the occupant or occupants of such lands, if there be any, and if such lands or any portion of the same shall not be in actual occupation of any one, then the city council shall cause such notice describing as near as may be, the premises proposed to be taken, to be published in the official paper of the city for three weeks successively, once at least in each week. The publisher of such paper or his foreman shall make affidavit of such publication, and file the same with the city clerk.

SEC. 2. Such notice shall state that on a certain day therein named, not less than six days from the day of service of such notice, or the expiration of such publication, as the case may be, the city council will appoint three commissioners to view said premises, and determine whether it is necessary to take the same for the purposes specified in said petition; and at the time so specified the said city council shall proceed and appoint three reputable persons residents and freeholders of said city, but not interested in the result of the said petition, and shall enter an order in their proceedings requesting said commissioners to view said premises within ten days, the time to be specified in said order, and to make a report thereof to the city council whether in their judgment it is necessary to take and appropriate said premises or any part thereof for the public use specified in the petition.

SEC. 3. The said commissioners, at such time as may be specified in said order, shall view the premises in question, and shall hear such testimony as may be offered by any party interested, which testimony shall be reduced to writing by one of their number and either of said commissioners are authorized to administer the necessary oaths to witnesses.

SEC. 4. When the view and hearing aforesaid shall be concluded, if the commissioners aforesaid shall deem it necessary to take such premises or any portion thereof, for such public use, they shall examine and report to the city council their estimate of the damages to be paid to the owner or owners of each parcel of property so proposed to be taken or used, or which may be damaged by the making of such improvements, and in so doing shall take into consideration the value of the property proposed to be taken, with such other damages as may be incidental thereto, and also the advantages and benefits which may accrue to such owner or owners by the making of such improvements, and make a report in detail of their doings to said city council.

SEC. 5. If the land or buildings belong to different persons, or if the lands be subject to lease, judgment, mortgage or lien, or if there be any estate in fee, the injury done to said person or in-

terest respectively, may be awarded to them respectively less the benefits resulting to them from the proposed appropriation to the public use.

SEC. 6. The awards and report of said commissioners shall be signed by them or a majority of them, together with the testimony so taken by them, and returned to the city council within the time limited in the order of appointment. Should they fail so to do, they shall receive no compensation for their services thus rendered, and the city council shall appoint new commissioners therefor.

SEC. 7. The land required to be taken for the purposes mentioned in this chapter, shall not be taken until the report of said commissioners shall be approved and confirmed by the city council, and the damages thus awarded to the owners thereof for the taking of the same, shall be paid or tendered to the owner or his agent, or deposited for his use with the city treasurer in case said owner or his agent are unknown; and the said lands and premises so taken and appropriated shall be thereafter subject to all the laws and ordinances of the city, in the same manner as streets, alleys or public grounds heretofore opened or laid out, and the damage so assessed shall be paid or tendered, or so deposited within one month from the time of the confirmation of such assessment, and report by the said city council, when no appeal shall be claimed thereon, or within one month from the time of the final confirmation thereof on such appeal; and if not so paid, tendered or deposited all the proceedings in such case shall be void.

SEC. 8. When the whole or any part of a tract of land or other premises under lease or contract, shall be taken by virtue of this act, all the covenants, contracts and engagements between landlord and tenant, or any other contracting party or parties respecting the same, upon the confirmation of the commissioners' report, shall be absolutely discharged as to the part thereof so taken, but shall remain valid as to the residue thereof, and the same considerations in relation to benefits received and damages sustained by any lessee, contractor or owner of any interest in any premises so taken, shall be observed and followed as in other cases of assessing damages.

SEC. 9. When any known owner of any lands or premises affected by any proceeding under this act, shall be an infant, or labor under any other legal disability, the judge of probate of said county of Anoka shall, upon the application of such person, his next friend, or said city council, appoint a guardian for such person, upon whom shall be served all notices required by this act.

SEC. 10. Said commissioners shall each, before entering upon the discharge of their duties, severally take and subscribe an oath or affirmation in substance as follows: That they are not in any way interested in the premises proposed to be taken, and that they will faithfully and impartially discharge the trust reposed in them as such commissioners, and file the same with the city clerk.

SEC. 11. Any person whose premises or any interest therein may be taken in the manner hereinbefore prescribed, may, within

ten days after the confirmation by the city council of the report and return of said commissioners, appeal from such determination of damages to the district court held in and for said Anoka county, where such appeal shall be tried as in ordinary cases of appeal in said court.

SEC. 12. The city council may establish and determine the grade or grades of any street or alley in the city, and shall cause accurate profiles of all such grades to be made and certified by the city surveyor, and when approved and established by the city council, to be certified by the mayor and city clerk, and recorded in the book of profiles in the office of the city clerk.

CHAPTER VII.

FIRE DEPARTMENT.

SECTION 1. The city council, for the purpose of guarding against the calamities of fire, shall have power to prescribe the limits within which wooden or other buildings, the materials or construction of which shall be regarded as dangerous to surrounding property, shall not hereafter be erected, placed or repaired; and to direct that all and any buildings within the limits prescribed, shall hereafter be built and constructed, in such manner and of such materials as, in the judgment of the city council, shall not be dangerous to surrounding property; and to prohibit the repairing or rebuilding of wooden buildings within the fire limits, when the same shall have been damaged by fire or otherwise, to the extent of fifty per cent. of the value thereof, and to prescribe the manner of ascertaining such damages. The city council shall have power, by resolution, to order any building, structure or materials therefor, hereafter erected or in process of erection, of which the construction or materials may be dangerous to surrounding property, to be taken down or removed beyond the fire limits of the city; and shall have the power to prescribe the notice to be given to the owner or agent to remove such building, and in case the same is not removed in pursuance of the notice given, to order the same to be taken down, removed by the police, or in such manner as the city council may see fit; and the city council may prescribe penalties for the violation of any of the provisions of this section or of any ordinance made and enacted to carry out the provisions thereof, by a fine not exceeding one hundred (\$100) dollars, which may be imposed by the city justice, upon the complaint of any citizen.

SEC. 2. The city council shall have power to prevent the dangerous construction and condition of chimneys, fire-places, stoves, stove-pipes, ovens, boilers and apparatus used in and about any building, and to cause the same to be removed or placed in a safe or secure condition, when considered dangerous; to prevent the deposit of ashes in unsafe places, and the throwing of ashes into the streets and alleys; to require inhabitants to provide as many

fire buckets, and in such manner and time as they shall require, and to regulate the use of them in time of fire; to regulate and prevent the carrying on of manufactures dangerous in causing or promoting fires; to regulate and prevent the use of firearms and fire works; to authorize the mayor, aldermen, fire wardens and other officers of the city, to keep away from the vicinity of any fire, all idle and suspected persons, and to compel all bystanders to aid in the extinguishment of fires and the preservation of property exposed to danger thereat, and generally to establish such regulations for the preservation and extinguishment of fires as the city council may deem expedient.

SEC. 3. The city council shall have power to purchase fire engines and all other apparatus which may be required for the extinguishment of fires, and to authorize the formation of fire engine, hook and ladder and hose companies, and to provide for the proper support and regulation of the same, and to order such companies to be disbanded, their public meetings to be prohibited and their apparatus to be given up. Every member of each company which may be authorized to be formed, shall be exempt from highway work and poll tax, from serving on juries, and from military duty during the continuance of such membership.

SEC. 4. The city council shall have power to appoint the chief engineer and two assistant engineers of the fire department, and also one fire warden in each ward, and to prescribe the duties of such officers.

SEC. 5. Whenever any person shall refuse to obey any lawful order of any engineer, fire warden, mayor or alderman at any fire, it shall be lawful for the officer giving such order, to arrest or to direct orally any constable, police officer, watchman or any citizen to arrest such person and to confine him temporarily in any safe place until such fire shall be extinguished; and in the same manner such officers, or any of them, may order or direct the arrest and confinement of any person at such fire who shall be intoxicated or disorderly; and any person who shall refuse to obey any such lawful order, or who shall refuse to arrest or aid in arresting, any person so refusing shall be liable to such penalty as the city council may prescribe, not exceeding a fine of fifty dollars (\$50).

SEC. 6. The city council may hereafter, by ordinance or resolution, establish such fire limits as to them shall seem proper; and after the same shall have been so established the said limits shall not be reduced in extent, and any building of which the construction or materials or uses to which the same is put shall expose neighboring buildings to great danger of fire, and which shall hereafter be erected within said limits, shall be deemed a nuisance, and may be dealt with as provided in the first section of this chapter; and any person who shall erect or commence to erect any such building within said fire limits, shall be deemed guilty of a misdemeanor and punished by a fine imposed by a city justice, not exceeding fifty dollars (\$50).

SEC. 7. For the purpose of providing fire engines, or other apparatus for the extinguishment of fires, of constructing engine

houses, cisterns and reservoirs, the city council of said city, by a majority vote of the members thereof, are hereby authorized to issue bonds of said city to an amount necessary, but not exceeding ten thousand dollars (\$10,000), at a rate of interest not exceeding ten (10) per cent, per annum, and payable in not less than one (1) year nor more than six (6) years, the interest to be paid annually or semi-annually, as the city council may determine; and said bonds may be of such denominations as said council may determine. And the city council shall have power to apportion the tax to be levied to pay said bonds or interest, upon the different wards, in such manner as they shall deem just, and in proportion to the benefits received by the several wards, but upon a cash valuation of the property charged with the expense.

CHAPTER VIII.

MISCELLANEOUS PROVISIONS.

SEC. 1. No vote of the city council shall be reconsidered or rescinded at a subsequent meeting, unless at such subsequent meeting there be present as large a number of aldermen as were present when the vote was taken.

SEC. 2. No penalty or judgment recovered in favor of the city shall be remitted or discharged, except by the vote of two thirds of the aldermen elect.

SEC. 3. In all prosecutions for any violation of this act, the first process shall be by warrant on complaint being made. *Provided*, That no warrant shall be necessary in any case of the arrest of any person or persons while in the act of violating any law of the State of Minnesota, or ordinance or by-law of the city of Anoka, but the person or persons so arrested may be proceeded against, tried, convicted and punished, or discharged in the same manner as if the arrest had been made by warrant. All warrants, process or writs issued by the city justices for the violation of any ordinance and by-laws of said city shall be directed to the chief of police, or any police officer of said city.

SEC. 4. In all cases of the imposition of any fine or penalty, or of the rendering of any judgment by a city justice of said city, pursuant to any statute of the State of Minnesota, or pursuant to any ordinance or by-laws as aforesaid, the offender shall be forthwith committed to the city prison of said city, or if there be no city prison, to the common jail of Anoka county, and be there imprisoned for a term not exceeding three (3) months in the discretion of the city justice, unless the said fine or penalty be sooner paid; and from the time of the arrest of any person or persons for any offense whatever, until the time of trial, the person or persons so arrested may be imprisoned in the city prison, or in case there be no city prison, in the common jail of the county of Anoka.

SEC. 5. No person shall be an incompetent judge, justice, witness or juror by reason of his being an inhabitant of said city;

in any proceeding or action in which the city shall be a party in interest.

SEC. 6. All fines, penalties, judgments and moneys, (except officers and justices fees) that may be imposed, levied or collected by the city justices, or that may be collected by any other officer of the city for the violation of any ordinance or by-law of said city, and in the possession of any officer of said city, or any of the laws of the State of Minnesota, shall be vested in and be the sole and exclusive property of said city.

SEC. 7. When any suit or action shall be commenced against said city, service of the process may be made by the proper officer by leaving a copy of such process with the mayor or acting mayor; and it shall be the duty of the mayor forthwith to inform the city council thereof, and take such other proceedings as by the ordinances or resolutions said council may have in such case provided.

SEC. 8. The said city may purchase and hold real and personal estate for public purposes, sufficient for the convenience of the inhabitants thereof, and may sell and convey the same, and the same shall be free from taxation.

SEC. 9. No law of the State concerning the provisions of this act shall be considered as repealing, amendatory or modifying the same, unless said purpose be expressly set forth in such laws.

SEC. 10. The city of Anoka shall not be liable in any case for the board or jail fees of any person who may be committed by an officer or magistrate of the city, to the jail of Anoka county, under the State laws.

SEC. 11. The street commissioner shall collect the capitation or poll tax, except in case it is commuted by the payment of money as hereinbefore provided, which may be levied by the city council and said street commissioner shall have all the powers as possessed by road supervisors, as provided by the laws of this State, and shall report to the city council when required.

SEC. 12. All that part of the congressional township number thirty-one (31) of range number twenty-four, (24) not included within the limits of the city of Anoka, and shall constitute and be organized as a town by the name Anoka, and may, in the manner provided by statute in such case, organize by the choice of town officers, on the second Tuesday of March, A. D., one thousand eight hundred and seventy-eight (1878.) The town supervisors and other officers of the present town of Anoka, shall continue to hold their offices in the proposed town of Anoka until other officers are elected and qualified.

SEC. 13. From the time of the passage of this act; and until the organization of the city government, all town officers of said town of Anoka shall continue to act and perform the duties of their respective offices, and their authority and jurisdiction be in no wise impaired, until the said day of organization, when the same shall cease, except such officers as hold their offices under or by virtue of some provision of the constitution.

SEC. 14. The said city of Anoka shall be liable for its proportionate share of the principal and interest of any and all bonds or

other indebtedness now outstanding, or which has been voted, or incurred by the township of Anoka, for any purpose whatever prior to the time when this act shall take effect and be in force, and all that part of congressional township number thirty-one (31) range number twenty-four (24) not included in the aforesaid limits of the city of Anoka, shall be liable for its proportionate share of the principal and interest of any and all bonds, or other indebtedness now outstanding, or which has been voted or incurred by the township of Anoka for any purpose whatever prior to the time when this act shall take effect and be in force.

SEC. 15. Neither the passage of this act, nor anything herein contained, shall in anywise impair the validity, or in any manner affect the liability of either the city of Anoka or the township of Anoka aforesaid, to pay its proportionate share, according to the assessed valuation of the property of each of any bonds voted, and other indebtedness incurred by the township of Anoka, for any purpose whatever, prior to the passage of this act.

SEC. 16. The board of supervisors of the town of Anoka shall prior to the expiration of their term of office, file in the office of the county auditor of said Anoka county, a statement of the amount of bonds which have been voted or incurred by said town prior to the passage of this act, which statement shall be signed by the chairman of the board of supervisors and countersigned by the clerk of said town; such statement shall also briefly set forth the terms and conditions upon which said bonds are issued and to be delivered, and the rate of interest which the same bear and the time and place, when and where the principal and interest of such bonds is payable, and when such bonds were voted.

SEC. 17. The said county auditor shall annually after the delivery of such bonds to the party or parties entitled thereto, extend upon the lists of taxable property contained and taxable within the limits comprising the town of Anoka at the time such bonds were voted, a tax sufficient to meet the principal and interest of such bonds as the same shall mature, in the same manner that other taxes are extended for township purposes, and said tax so extended shall be collected as other taxes are collected. The money collected by virtue of such tax shall be kept in a separate fund, and may be paid out by the county treasurer of said county as the same becomes due and payable at the time and place where payable, and said treasurer shall receive the coupons upon said bonds as paid by him, and cancel the same, and shall thereafter, when required, deliver to the city council of said city of Anoka, and the board of supervisors of the town of Anoka, at a joint session thereof, such coupons so paid and cancelled, and when the principal of said bonds shall have been paid by said treasurer, he shall cancel said bonds and dispose of the same in the manner provided for such coupons; and *provided further*, that no interest shall accrue upon said bonds until delivery of the same to the party or parties entitled thereto, upon the work for which said bonds were voted shall have been completed in compliance with the provisions under which said bonds were voted.

SEC. 18. All moneys in the hands of the treasurer of the township of Anoka, all taxes levied and uncollected, or in the hands of the county treasurer of Anoka county, which are or may be payable to the town of Anoka, shall be paid to the treasurer of the city of Anoka, and all taxes levied and collected and to be collected for the year one thousand eight hundred and seventy-seven (1877), and prior years, arising from property within the corporate limits of the city of Anoka, as fixed by this act, as town or city taxes on said property, shall be paid to the treasurer of the city of Anoka, and all the property, real, personal and mixed, of every kind and description, of the town of Anoka, within the limits aforesaid, shall become and be the property of the city of Anoka. The treasurer of the town of Anoka shall deliver all the books, papers, documents and evidences of debts or claims due the said town, which may be in his possession or under his control as treasurer to the treasurer of the city of Anoka. The clerk of the town of Anoka shall deliver to the city clerk of the city of Anoka, all books, documents, papers, and other property belonging to the town of Anoka and in his possession or under his control; and all other property, books, papers, documents, maps, plats, profiles, surveys, and reports relating to the affairs of the said town of Anoka, and in possession of any officer of said town, or of any other person, shall be delivered to said city clerk, to be deposited in the proper department of the government of said city.

CHAPTER IX.

FERRY.

SECTION 1. The said city of Anoka shall become possessed of and have all the rights, privileges and property now owned and enjoyed by the town of Anoka under the act of the Legislature of the State of Minnesota, entitled "An act in relation to the establishing and maintaining a ferry across the Mississippi river, at the town of Anoka, in the county of Anoka," approved February 17, 1876.

SEC. 2. The said city of Anoka is hereby empowered to maintain and operate a ferry across the Mississippi river, between the foot of Ferry street, in the city of Anoka, and the foot of Oak street, in the town of Champlin, in the county of Hennepin, and State of Minnesota, where the ferry is now established and operated by the town of Anoka, and to that end and purpose the city council of said city of Anoka shall have the power to make and enforce such rules and regulations as may seem proper and necessary.

SEC. 3. The said city of Anoka shall at all times keep and maintain at said point, during the entire ferry season, a good and sufficient boat, with cables, towers and all necessary apparatus to safely and expeditiously transport persons and property across said river, and shall cause said ferry to be run and operated at all hours and times, both day and night, and for that purpose a suitable person shall be in constant attendance at said ferry.

SEC. 4. The said city of Anoka shall have the right to demand and receive toll for transporting persons and property across said river, at said point, but shall not charge, collect or receive more than [the] following rates, to-wit:

For every foot passenger, each.....	five (5) cents.
For oxen, cows, mules, sheep, swine, each....	five (5) cents.
For a man and horse.....	ten (10) cents.
For a horse and buggy.....	fifteen (15) cents.
For a two ox team.....	fifteen (15) cents.
For each two-horse team.....	fifteen (15) cents.
For each four-horse team.....	thirty (30) cents.
For each four-ox team.....	thirty (30) cents.
For each four mule team.....	thirty (30) cents.
For each six-horse or six-mule team.....	forty (40) cents.

Provided, That after ten (10) o'clock at night double the foregoing rates of ferriage may be charged and collected.

CHAPTER X.

FIRST ELECTION.

SECTION 1. The first election under this act shall be held on the second Tuesday in March, A. D. one thousand eight hundred and seventy-eight (1878).

SEC. 2. At least ten days prior to the second (2d) Tuesday in March, A. D. one thousand eight hundred and seventy-eight (1878), the supervisors of the present town of Anoka shall designate a place in each ward for the holding of an election, and shall appoint three legal voters in each ward as judges of election in their respective wards, and said judges shall appoint in their respective wards two legal voters as clerks of election before the opening of the polls.

SEC. 3. The clerk of the present town of Anoka shall, ten (10) days prior to said second (2d) Tuesday in March, A. D. one thousand eight hundred and seventy-eight (1878), cause notice of the time and place of holding said first election in the several wards to be posted in at least two (2) public places in each ward. Said notice shall have the names of the judges of election in their respective wards, and the time when, and the place where the said judges will be in session for the preparation and revision of the voting lists of each ward.

SEC. 4. It shall be the duty of said judges of election, immediately upon their appointment, to prepare lists of the qualified voters in their respective wards, to be used at said first election, and copies of said lists of voters shall be posted up in not less than three (3) public places in each ward for at least six (6) days before said first election.

SEC. 5. It shall be the duty of said judges in each of said wards on the Saturday next preceding said election, and if necessary, also on the Tuesday morning of said election, for two (2) hours next preceding the opening of the polls, to be present and at the place appointed for holding such election, for the purpose of making all necessary corrections of such lists. In all other respects said first election shall be governed by the rules prescribed in this act, except that the returns of the first election shall be made to the clerk of the present town of Anoka, within twenty-four (24) hours after the closing of the polls.

SEC. 6. On the Thursday following said election, the supervisors of the present town of Anoka shall canvass the returns, and make and file with the clerk of the said town of Anoka a statement announcing who appear to be elected, and the clerk shall immediately notify the mayor and aldermen and all other elective officers of their election.

SEC. 7. The mayor and aldermen elect shall hold their first meeting at the office of the clerk of the present town of Anoka, or at some other place designated by said clerk, on the first (1st) Monday next following said election, when they shall qualify and proceed to organize the city council.

SEC. 8. This act is hereby declared to be a public act, and may be read in evidence in any and all courts of law in this State.

SEC. 9. This act shall take effect and be in force from and after its passage.

Approved March 2, 1878.

CHAPTER 3.

AN ACT TO INCORPORATE THE VILLAGE OF DUNDAS.

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

SECTION 1. All that part of the county of Rice, State of Minnesota, within the limits and boundareis hereinafter described, shall be a village by the name of Dundas, and the people now inhabiting, and those who shall hereafter inhabit within the district of country herein described, shall be a municipal corporation by the name of the village of Dundas, who shall have the general powers possessed by municipal corporations at common law, and in addition thereto shall possess the powers hereinafter especially granted, and the authorities thereof shall have perpetual succession, shall be capable of contracting and being contracted with, of suing and being sued, pleading and being impleaded in all courts of law and equity, and shall have a common seal, and may change and alter the same at pleasure, and may take, hold and purchase, lease and convey such real and personal and mixed estate as the purposes of the corporation may require, within or without the limits of said village.