

pending, such city justice shall transfer such action, and all papers appertaining to the same, to one of the justices of the peace, of the town of Albert Lea, who shall become thereupon possessed of jurisdiction, and full power to hear and determine such action and shall proceed to hear, try, and determine the same according to law, whether such action was commenced under the ordinances of said city or the laws of this state.

SEC. 3. Section seven of chapter four of said act, is hereby repealed.

SEC. 4. Section four of chapter twelve of said act, is hereby amended so as to read as follows:

Sec. 4. The sale of spirituous, vinous, fermented and malt liquors, is prohibited in said city, without a license for that purpose granted by the city council, after being authorized thereto as hereinbefore set forth, which license when so granted, shall be signed by the mayor and countersigned by the clerk; and the sale to a minor person or to an intemperate person, or an habitual drunkard, or to a person intoxicated, is prohibited, whether a person has license or not, and any person violating any of the provisions of this section, shall be punished by a fine of not less than twenty-five dollars or more than one hundred dollars for each offense, and may be imprisoned until such fine is paid.

SEC. 5. Section six of chapter twelve of said act, is hereby amended so as to read as follows:

Sec. 6. The council may, by resolution, revoke any license when the interests of the city demand it, but no license granted to any person shall be revoked until after there has been a conviction before a competent tribunal of such person, for the violation of some ordinance of said city, which shall be a suitable cause for revoking such license.

SEC. 6. All acts or parts of acts inconsistent with this act, are hereby repealed.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 10, 1879.

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## CHAPTER LXXIX.

AN ACT TO AMEND CHAPTER TWO HUNDRED AND THIRTY-FIVE OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN, RELATING TO THE VILLAGE OF DULUTH.

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

SECTION 1. That said chapter two hundred and thirty-five of the special laws of one thousand eight hundred and seventy-seven is hereby amended by adding at the end of said chapter the following sections:

Sec. 16. The boundaries of the village of Duluth, as fixed by section one of this act and as enlarged by the several orders of the district court of St. Louis county, made pursuant to the provisions hereof, are hereby established as follows:

Commencing on the north shore of Lake Superior, where the line separating lot two from lot three of section twenty-three in township fifty north of range fourteen west (being the dividing line between Banning and Ray's subdivision and the Indian division of Duluth) intersects the same, thence north on said line to Superior street, thence southwesterly along said Superior street to Thirteenth avenue east; thence northwesterly along said last named avenue to the alley between Bench street and east First street, thence southwesterly along said alley to Eighth avenue east, thence northwesterly along said last named avenue to east Second street, thence southwesterly along said last named street to Fourth avenue east, thence northwesterly along said last named avenue to the alley between Third and Fourth streets, thence southwesterly along said alley to Piedmont avenue east, thence southerly along said last named avenue to Superior street, thence southwesterly along said Superior street to Fourteenth avenue west, thence northwesterly along said last named avenue to west First street, thence southwesterly along said last named street to Piedmont avenue west, thence westerly along said last named avenue to west Second street, thence southwesterly along said last named street to Twenty-first avenue west, thence southeasterly along said last named avenue to west First street, thence southwesterly along said last named street to the corporate limits of the city of Duluth, thence south along said corporate limits to the north line of lot three in section four in township forty-nine north of range fourteen west; thence easterly along said last named line to St. Louis bay, thence south, east and north through St. Louis bay and the bay of Duluth around Rice's Point embracing and including the same to the ship canal through Minnesota Point, thence through said canal, thence in a straight line to the place of beginning.

Sec. 17. That in addition to the powers granted in section four of chapter one hundred and thirty-nine, of the laws of one thousand eight hundred and seventy-five, the council of the village of Duluth shall have authority by ordinances, rules and by-laws as said council shall deem expedient—

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

*Second*—To have a general supervision over docks, piers or wharves within said village, so as to secure uniformity of construction and the freedom of navigation, and for that purpose to establish dock lines where the same have not been established by the ordinances of the city of Duluth, and to enforce all of the ordinances of said city establishing said dock lines, by the punishment of any violations of any of such ordinances as may be provided for in such ordinance, and the said village council may change or alter any dock line established by the said city of Duluth upon which no dock, pier or wharf has been built, or upon faith in which no rights have accrued to any person.

*Provided, however,* That no wharfages, duties or tolls, shall be allowed or chargeable to any boat, vessel or craft landing at any public dock, pier or wharf, within said village.

*Third*—To provide for the receipt, storage transportation, safe keeping and dealing and traffic in gunpowder, gun-cotton, petroleum, kerosene, or other dangerous, explosive or inflammable oils or substances within said village, or within one mile of the corporate limits thereof, and to provide for the summary condemnation or destruction of any of said articles as may be kept, stored, dealt in, transported through or received in said village, contrary to such ordinances as said village may enact for the safety of life and property therein.

*Fourth*—To make quarantine laws, and enforce the same within the village limits and to regulate, control and prevent the landing of persons from boats or vessels whereon are contagious or infectious diseases or disorders, and to make such disposition of said persons as to preserve the health of said village; and for the foregoing purposes the jurisdiction of said village shall extend to, and be in force over any lands in the county of St. Louis purchased, rented or used by said city for the purposes of a quarantine or hospital for any infectious or contagious diseases, and such jurisdiction shall, for said purposes, extend into Lake Superior and the Bay of Superior.

Sec. 18. The president of the council of said village may appoint a suitable person to act as a night watchman in said village, who shall hold his office during the pleasure of said president, and shall have and possess and may exercise all the power belonging to constables elected under the general laws of this state, and shall nightly patrol such streets of said village as the council thereof may direct, and perform such other duties as may be imposed upon him by said council; *provided*, that said night watchman shall before entering upon the duties of his said office, take the oath and give the bond now required by law of constables elected under the general law aforesaid.

Sec. 19. The council of said village shall have no power to assume any of the liabilities of the city of Duluth, except as hereinbefore specified, or to create any debt or liability against the village of Duluth exceeding the sum of two hundred dollars in any one year.

Sec. 20. That at the next village election, and annually thereafter, there shall be elected, in addition to the justice of the peace provided for in chapter one hundred and thirty-nine of the general laws of Minnesota for the year one thousand eight hundred and seventy-five, a justice of the peace who shall be styled an additional justice of the peace, who shall take the oath and give the bond required of the village justice by section fourteen of said chapter one hundred and thirty-nine, and who shall, when the justice of the peace of said village is absent, or sick, have, possess and exercise all the powers and authority of the justice of the peace of said village.

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

Approved March 5, 1879.