

professor of military science to command in the state militia.

When act to take effect.

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

Approved March 7, 1885.

CHAPTER 221.

AN ACT TO PROVIDE FOR A CHANGE OF THE COUNTY LINES OF THE COUNTIES OF POLK AND MARSHALL, IN THE STATE OF MINNESOTA.

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

SECTION 1. That the east and west line dividing the counties of Polk and Marshall, instead of being where it now is, shall be on the south line of township one hundred and fifty-four (154), from its intersection with the west line of the state in centre of the main channel of the Red river on the west to the east line of said county of Polk.

Change of county line.

SEC. 2. At the time of giving notice of the next general election in the said counties of Polk and Marshall, it shall be the duty of the several officers in said counties required by law to give notice in like manner, that at said election the question will be submitted to the electors of said counties as to whether this law shall be adopted.

To be submitted to legal voters.

SEC. 3. At said election the electors of said counties in favor of the adoption of this law shall have distinctly written or printed, or partly written and partly printed, on their ballots "For change of county line." Those opposed to such adoption the words "Against change of county line." Such vote shall be received and canvassed at the same time and in the same manner and returned to the same officers by the judges of election as votes for county officers.

Ballots, how prepared.

SEC. 4. The county canvassing boards of said counties to whom the returns of election are made shall canvass the returns upon said question in the same manner and at the same time as returns for county officers, and the abstracts thereof shall be made out on one sheet and signed and certified in the same manner as in the case of abstracts of voters for said officers, and shall be deposited in the office of the county auditors of said counties immediately thereafter, and copies thereof duly certified by said auditors, for-

How votes may be canvassed - Governor to make proclamation - when.

warded by them to the secretary of state, and the governor of said state shall thereupon, if this law is adopted, make proclamation to that effect in such manner as he may deem advisable.

SEC. 5. When the adoption of the change of county lines herein provided for shall have been proclaimed by the governor as aforesaid, it shall be the duty of the register of deeds of said Marshall county to copy and transcribe from the records of the register of deeds of said Polk county all instruments of any and all descriptions into the proper record books of said Marshall county that relate to the territory so transferred from said Polk county to said Marshall county, and he shall receive from the treasurer of said Marshall county for such services the sum of ten (10) cents per folio for such service, and said records so transcribed shall be legal records of and pertaining to the property so affected, and shall have the same force and effect in law as though made from the original instruments.

Duty of register of deeds of Marshall county after proclamation.

SEC. 6. This act shall in no manner affect the tax levied and uncollected upon the property in the territory so transferred from said Polk county to said Marshall county, but all such taxes shall be collected and the payment thereof enforced by the officers of said Polk county in the same manner as though such change in the county lines had not been made, and the proportion of said taxes so collected by the officers of said Polk county, or any moneys coming into the hands of said Polk county officers belonging to any town or school district within the territory so transferred at the time this act shall take effect, shall be paid over to the town or school district so entitled to the same.

Not to affect taxes levied and uncollected in the territory transferred.

SEC. 7. The indebtedness of Polk county at the time this act shall take effect by proclamation of the governor as aforesaid, except for aid to railroads or for public buildings or public property of said county, purchased or contracted for after the passage of this act, shall be borne by said Polk county and said Marshall county, in proportion to the value of taxable property of said Polk county, and of the territory so transferred respectively, as shown by the then last general assessment of said Polk county for purposes of taxation, and the proportion of such indebtedness belonging to said Marshall county to pay, shall be paid to the treasurer of said Polk county within six (6) months after the adoption of this law shall be proclaimed by the governor as aforesaid, with interest to the date of payment.

The indebtedness of the two counties, how provided for.

SEC. 8. For the purpose of meeting its proportion of the indebtedness of said Polk county as aforesaid, and of funding its floating debts, the said county of Marshall is hereby authorized to issue its bonds, bearing seven (7) per cent interest, and payable in ten (10) years, in a sum not exceeding two thousand (2,000) dollars.

Authorized to issue bonds for what purpose.

SEC. 9. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repeal of inconsistent acts.

SEC. 10. Section one (1) of this act shall take effect and be in force from and after the proclamation of the governor of the adoption thereof by the vote of the counties of Polk and Marshall, as provided in section four (4) of this act, and the balance thereof from and after its passage.

Approved February 21, 1885.

CHAPTER 222.

AN ACT TO REGULATE OFFENSIVE TRADES AND EMPLOYMENTS.

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

SECTION 1. The board of health of each town, village or city in this state shall from time to time assign certain places within such town for the exercise of any trade or employment which is a nuisance or hurtful to the inhabitants, or dangerous to the public health, or the exercise of which is attended by noisome or injurious odors, or is otherwise injurious to the estates of such inhabitants; and may prohibit the exercise of such trade or employment in places not so assigned. Said board may also forbid such exercise within the limits of the town or particular locality thereof. All such assignments shall be entered in the records of the town and may be revoked when said board shall think proper.

SEC. 2. It shall not be lawful for any person or corporation to exercise within any town, village or city any trade or employment mentioned in section one (1) of this act without having first obtained from the board of health of such town, village or city permission so to do, and the assignment provided in said section; and any person or corporation violating the provisions of this section shall forfeit and pay the sum of fifty dollars (\$50) for each and every day that any such trade or employment is exercised or carried on, to be recovered in any court having jurisdiction thereof and sitting within the county where any such trade or employment is exercised or carried on; such action shall be commenced and prosecuted by such board in its name and for its benefit.

SEC. 3. When any assignment mentioned in section one (1) hereof shall be revoked, said board shall serve upon the occupant, corporation or person having charge of the

When act to
take effect.

Board of health
to assign places
for the exercise
of any trade
which is a nuisance.

Permission to
be obtained
from the board
to exercise such
trade—penalty
for violation.

Duty of board
in case of revocation of assignment—
refusal to obey
subject to fine.