

## CHAPTER 54.

AN ACT TO AMEND CHAPTER ELEVEN (11), SPECIAL LAWS OF A. D. ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876), RELATING TO THE VILLAGE OF CAMBRIDGE CITY, ISANTI COUNTY.

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

SECTION 1. That chapter eleven (11), special laws of A. D. one thousand eight hundred and seventy-six (1876) be, and the same is hereby, amended by striking out the word "city" wherever it occurs in said chapter.

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

Approved Feb. 5, 1885.

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## CHAPTER 55.

AN ACT TO AMEND CHAPTER FORTY (40) OF SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-ONE (1881) RELATING TO THE VILLAGE OF RED LAKE FALLS.

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

SECTION 1. That the act entitled an act to incorporate the village of Red Lake Falls, in Polk county, approved February twenty-eighth (28th), A. D. one thousand eight hundred and eighty-one (1881), the same being chapter forty (40) of the special laws of one thousand eight hundred and eighty-one (1881), be amended by striking out, adding to and altering the same in the manner following, to-wit:

SEC. 2. That the limits of said village of Red Lake Falls, as described in section one (1) of said act, be and the same are hereby extended by including therein and adding thereto the east one-half ( $\frac{1}{2}$ ) of section fourteen (14) and the east one-half ( $\frac{1}{2}$ ) of section twenty-three (23) in township one hundred and fifty-one (151) of range forty-four (44).

SEC. 3. Section two (2) of chapter one (1) of said act is hereby amended so as to read as follows: "The elective officers of said corporation shall be one (1) president, one (1) recorder, three (3) trustees, one (1) treasurer, one (1) appraiser, two (2) justices of the peace, who shall be styled village justices, and one (1) constable; and shall each, except the justices of the peace, hold their respective offices for the term of one (1) year and until their successors are elected and qualified. The justices of the peace shall hold their office for the term of two (2) years and until their successors are elected and qualified. In addition to the above-mentioned officers, the common council shall have power to appoint one (1) marshal, one (1) street commissioner, and such other officers as to said council may seem necessary, and to define the duties of such officers, and to remove such appointed officers at pleasure.

SEC. 4. Section three (3) of chapter one (1) of said act is hereby amended by adding after the word "assessor," occurring in the sixth (6th) line of said section, the words "one (1) constable," and by adding after the word "and," occurring in same line of said section, the word "two (2)."

SEC. 5. Section five (5) of chapter one (1) of said act is hereby amended by adding after the word "marshal," occurring in the tenth (10th) line of said section, the word "constable."

SEC. 6. Chapter two (2) of said act is hereby amended by adding thereto and inserting therein the following:

Sec. 18. The constable shall, within said village and county of Polk, have and exercise all the powers and perform all the duties of and receive the same compensation as constables elected under the general laws of the state.

SEC. 7. That section two (2) of chapter three (3) of said act be amended by adding at the end of said section the following: *Thirty-first*—To levy a special tax in addition to any *herein* mentioned upon all the taxable property in said village, and use the money derived from such tax in maintaining roads, streets and bridges within the limits of said village; *Provided*, That said tax shall not in any one (1) year exceed two (2) mills on the dollar of the appraised valuation of the taxable property.

SEC. 8. That section ten (10) of chapter three (3) of said act be amended by striking out the word "justice," in the first (1st), tenth (10th), and twenty-second (22d) lines of said sections, and inserting in lieu thereof the word "justices." That said section ten (10) be further amended by striking out the word "he," in the sixth (6th) line of said section, and inserting in lieu thereof the word "they."

SEC. 9. That section eleven (11) of chapter three (3) of said act be amended by striking out the words "the said justice," in the first (1st) line of said section, and inserting in lieu thereof the words "each of said justices;" that said section eleven (11) be further amended by striking out the word "justice," in the sixth (6th) line of said section, and inserting in lieu thereof the word "justices."

SEC. 10. That section one (1) of chapter four (4) of said act be amended by striking out the words "to the county commissioners," in the ninth (9th) and tenth (10th) lines of said section.

SEC. 11. That section two (2) of chapter four (4) of said act be amended so as to read as follows:

Sec. 2. All owners of real estate in front of or upon which the village council shall order or direct any sidewalk to be constructed, relaid or repaired, shall construct, relay or repair such sidewalk at their own proper cost and expense in the manner and within the time prescribed by said village council in a notice served as herein-after provided. Whenever said village council shall order any such work to be done, and shall by ordinance or otherwise prescribe the manner of constructing such work, or shall have before done so, they shall cause a notice to be given by personal service upon the owner of such real estate, or by leaving such notice at the usual place of abode of such owner with some person of suitable age and discretion, if such owner resides within the village of Red Lake Falls. If such owner does not reside within said village, then notice shall be given by posting the same in three (3) public places in said village, three (3) weeks before said work is to be done, and by publishing said notice once in each week for three (3) successive weeks in some newspaper printed and published in said village, such notice stating the character of the work, the manner in which it is to be done, and the time within which the same shall be completed; which statement may be made in terms in said notice or by reference to any ordinance or resolution of said village council then or theretofore enacted; such notice shall state upon what lot or tract of land, or in front of what lot or tract of land said work is to be done, and the name of the owner of such land need not be given or stated therein; *Provided*, That before such notice shall be given or such sidewalk shall be ordered constructed, the consent in writing to such construction of the owners of one-third ( $\frac{1}{3}$ ) or more of the lots or tracts of land to be affected thereby shall first be filed with the village recorder, but such consent shall not be required for the repair or removal of such sidewalk.

SEC. 12. That section three (3) of chapter four (4) of said act be amended so as to read as follows:

Sec. 3. If the work be not done in the manner and within the time so prescribed by the village council, the said village council may proceed to cause such work to be done by contract, by notice first duly given as provided in section ten (10) of this chapter. After the letting or awarding of the contract for constructing, relaying or repairing any sidewalk as herein provided, said village council shall proceed to assess upon the real property in front of or upon which such sidewalk is to be, or may have been constructed, relaid or repaired, the cost of such construction, relaying or repairing, as determined by the contract so let or awarded.

SEC. 13. That section four (4) of chapter four (4) of said act be amended so as to read as follows:

Sec. 4. If said assessment be not paid to the village on or before the twentieth (20th) day of August in any year the amount so assessed shall be by said village council returned against said lot or tract of land to the county auditor of the county of Polk on or before the first (1st) day of September in each year, and the said auditor shall insert the same with the other taxes in the duplicate statement of taxes annually transmitted by him to the county treasurer for collection and payment thereof enforced, with and in like manner as county and state taxes are collected and payment enforced.

SEC. 14. That chapter two (2) of said act be amended by adding thereto the following section:

Sec. 21. Should a vacancy occur in any of the offices provided for in this act, the village council may fill the same by appointment, such appointees to hold their respective offices until the next annual election and until their successors are elected and qualified.

SEC. 15. This act shall take effect and be in force from and after its passage.

Approved March 5, 1885.

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## CHAPTER 56.

AN ACT TO AMEND THE CHARTER OF THE CITY OF WINONA.

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

SECTION 1. That so much of chapter forty-four (44) of the special laws of Minnesota, entitled "An act to amend the charter of the city of Winona," approved February twenty-third (23d), one thousand eight hundred and seventy-six (1876), as relates to the salary or compensation of aldermen of said city be and the same is hereby repealed.

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

Approved March 9, 1885.