

CHAPTER 108.

(H. F. No. 485.)

AN ACT TO AMEND AND CONSOLIDATE AN ACT TO PROVIDE FOR A PLAT COMMISSION OF RAMSEY COUNTY, APPROVED MARCH SEVENTH (7th), ONE THOUSAND EIGHT HUNDRED AND EIGHTY-ONE (1881), AND THE SEVERAL ACTS AMENDATORY THEREOF.

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

SECTION 1. That there is hereby created a board in and for Ramsey county to be called the "plat commission of Ramsey county", which shall consist of four (4) members, one (1) of whom shall be ex-officio the city engineer of Saint Paul. They shall be freeholders and electors of said county, to be appointed by the chairman of the board of county commissioners of said county, and the president of the common council of the city of Saint Paul, one (1) of whom shall hold his office for one (1) year, one (1) for two (2) years, and one (1) for three (3) years, and the city engineer shall hold his office as a member of said commission during his incumbency of the office of city engineer, and until their successors are elected or appointed and qualified. Said persons, before they enter upon the duties of their office, shall take an oath to faithfully discharge the duties of their office, which oath shall be filed in the office of the auditor of Ramsey county; said commissioners shall receive for their services under this act as follows:

The city engineer for his service shall receive such compensation as may be allowed him by the board to cover all expenses incurred by him in the examination or survey of any territory within the city limits of Saint Paul, or Ramsey county, which said board may deem necessary to require being examined or surveyed, upon presentation of proper vouchers therefor, approved by said plat commission. The other three (3) commissioners shall receive for their services ten (10) cents for each lot or parcel of land contained within the boundary of each plat or map submitted having thirty (30) or more lots or parcels laid out thereon; and three dollars (\$3) for each plat or map having thereon a less number than thirty (30) lots or parcels; to be paid for by the owner or owners of the land so platted and mapped. *Provided*, All fees shall be paid in advance at the time of submission of the plat or map to the board, and in case of the rejection by said board of any plat or map so submitted, the fees on the same shall be at once returned to the party entitled to receive the same.

SEC. 2. Said plat commission shall, at their first (1st) meeting in January of each and every year, elect one (1) of their number as chairman and one (1) of their number as secretary.

Said chairman shall preside at all meetings of the board, and in his absence one of the other members shall preside temporarily and shall perform such duties as usually appertain to chairman of similar organizations. The secretary shall keep the records and minutes of the

board in books, maps, plats or other documents as may be necessary, to be procured by the secretary on authority of the board, and shall be paid for by the city of Saint Paul upon the presentation of proper vouchers therefor, duly signed by the chairmain and attested by the secretary. Said secretary shall be the custodian of all maps, books, records and documents belonging to said commission or board, which are hereby declared to be public records, as also the present records now in their possession and shall deliver them to his duly qualified successor in office.

All future appointments on this board, so far as relates to three (3) of said commissioners, shall be for the term of three (3) years, (two (2) of whom shall be a quorum for the transaction of business, and constitute a majority of said board for the approval of plats or maps), and shall hold their offices until their successors are appointed and qualified. The city engineer, as herein provided, holding his membership of said board *ex-officio*.

SEC. 3. That before any plat or map of any addition, re-arrangement, subdivision or any other plan of platting any territory within or without the limits of the city of St. Paul, county of Ramsey, shall be accepted, said board may, if deemed necessary, examine the same and the ground or territory covered by such plat or map, and for that purpose may require the city engineer to cause such examination to be made; and it is hereby made the duty of said city engineer to make such examination and carry out the requirements of said board, and report his action thereon to them; and if, in the judgment of said board or a majority of them, such plat or map dedicates streets and public parks for the public health and travel, on the ground or territory covered by said plat or map, when the same shall be covered by buildings for a city or town, and that such streets are suitably laid out with reference thereto, and to the topography of such streets and their width, and as far as practicable to correspond with the streets, avenues, etc. of any adjoining plat or map of a town, city or village; provided, that all expense incurred by reason of the city engineer's examination, survey, report, etc., of any tract or tracts of land which shall have been referred to him in accordance with the provisions of this act, shall be paid for by the county commissioners of Ramsey county, whenever the same shall be outside the limits of the city of St. Paul, and within the limits of Ramsey county, and for all like expenses which may be incurred for like services by said city engineer, shall be paid for by the city of St. Paul, whenever the same shall be within the limits of said city of St. Paul. Said plat commissioners shall then approve the same.

Whereupon the same, if the territory so platted is within the limits of the city of St. Paul, shall be presented to the common council thereof for acceptance by them. And no plat of any land laid out, or of land covered by any replatting, shall be filed or recorded until such approval is had and endorsed upon such plat and signed by said commissioners or a majority of them.

SEC. 4. All plats presented to said plat commissioners for acceptance by said commission, must be drawn in duplicate on good and

substantial canvas-backed paper, and shall be of uniform size, that is, twenty-two (22) inches in width and thirty (30) inches in length. If said plat shall be accepted by said commission, they shall endorse their acceptance and approval of one (1) of said plats or maps, and certify to the other one (1) as a true copy of the one (1) approved and accepted by them. When said plats shall be presented to the register of deeds for record, the map endorsed as approved and accepted by the plat commission, shall be filed of record as the original plat, the other shall be certified by the said register of deeds as a true copy of the original plat; the plat or map filed as the original shall only be open to inspection in presence of the register of deeds or of one (1) of his deputies; the certified copy shall be open to the inspection of the public during business hours. The originals, as well as the copies shall, from time to time, be bound in separate books in good and substantial binding, whenever a sufficient number of plats or maps have accumulated in the register of deeds' office to make a book; the cost and expense of said binding to be paid by the county of Ramsey. No plat or map shall ever be accepted by said plat commission unless the same are presented in duplicate as aforesaid, nor shall said register of deeds ever file for record any plat or map, unless a true copy of the original map or plat shall be presented with the original map or plat as aforesaid; and no map or plat shall ever be accepted or approved by said plat commission unless the certificate of the engineer or surveyor making the same shall state that at the corners of each and every block an iron monument has been placed; said monument shall be at least fifteen (15) inches in length, and one and one-half ($1\frac{1}{2}$) inches in diameter.

SEC. 5. All maps or plats having curved lines of streets, avenues, parks, blocks, lots, or parcels of land, the radius, courses and distances of each must be distinctly shown by letters and figures on said plats or maps, also the boundary of the land so platted shall be shown by a red dotted line, and in case of the platting of rearrangements or subdivisions of lots and blocks, the original platting and description of the same shall be shown on the plat or map of such arrangement or subdivision by faint lines, letters or figures. *Provided*, That in all cases of plats or maps presented for approval, whereupon streets, alleys, parks, boulevards, avenues, etc., or any of them are dedicated to the public, the owner, agent, or person presenting the same, shall submit to the plat commissioner an abstract of title of the land so platted, and if it shall appear that any mortgage lien exists on said land, the approval of the plat commission shall be withheld until a release of said mortgage or mortgages is properly made, so far as the same may relate to any streets, alleys, parks, boulevards, avenues, etc., so dedicated to the public, and it is hereby made the duty of the register of deeds of Ramsey county to notify in writing, the plat commission of all maps or plats that may be filed for record in his office.

SEC. 6. All plats or maps which may have been accepted by the common council shall, after the same have been duly published in the official proceedings of said council, be delivered by the city clerk to the city engineer, who shall thereupon make a true copy of the same

for filing in his office, and shall also retain possession of said plats or maps, and see to the same being filed for record in the office of the register of deeds of Ramsey county, *provided*, the owner or owners of said map or plat shall first pay to the city engineer all fees and costs incurred in filing the same for record, and in no case shall said city engineer give up possession of said plats or maps to any person, but shall, as soon as said costs and fees are received by him, at once convey said maps or plats to the office of the register of deeds, and file the same for record in said office. The city engineer shall in all cases retain possession of said plats or maps, and not deliver them to any other person other than the register of deeds, to be by him filed for record as above provided.

SEC. 7. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved February 22, 1887.

CHAPTER 109.

[H. F. No. 539.]

AN ACT TO AMEND CHAPTER ONE (1) OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-FIVE (1885), ENTITLED "AN ACT TO AMEND AND CONSOLIDATE THE CHARTER OF THE CITY OF CROOKSTON.

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

SECTION 1. That the proceeds of the sale of the water-works of the city of Crookston now in the hands of the city treasurer of said city, shall be placed in the sinking fund of said city, and be invested on account of said sinking fund, and the proceeds thereof shall not be used for, or diverted to any other purpose than to meet the bonded debts of the city.

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

Approved Feb. 16th, 1887.