

tions one (1) and two (2) of this act; and the said docketts and indexes shall be official records of said clerk's office and of like force and effect as similar records hitherto kept in said office.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved Feb. 18th, 1887.

CHAPTER 249.

[H. F. No. 227.]

AN ACT TO AUTHORIZE THE CITY OF ANOKA TO ESTABLISH, MAINTAIN AND REGULATE A CEMETARY WITHIN OR NEAR SAID CITY

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

SECTION 1. That the city council of the city of Anoka, Anoka County, Minnesota, is hereby authorized and empowered to purchase and hold in the name of said city, any quantity of land not exceeding eighty (80) acres, or such less quantity, and in such pieces or parcels and at such times as to said council may deem best for the purpose of providing a cemetery for the use of the inhabitants of said city and for no other purpose whatever.

SEC. 2. That said city council be and is hereby authorized, empowered and required and it is hereby made its duty —

First. To cause to be surveyed and properly subdivided and platted any land purchased by virtue of this act into blocks and lots with suitable streets, avenues and alleys.

Second. To cause the original plat of such cemetery to be recorded and filed in the office of the register of deeds of said Anoka county, and to cause a correct copy of such plat properly certified by the city surveyor, to be filed and kept in the office of the city clerk of said city.

Third. To establish and fix a cash price for all the blocks and lots in any cemetery established as herein provided, having regard to their location and relative value, and to review such valuation at such times as may be deemed necessary.

Fourth. To establish and enact proper ordinances by laws, rules and regulations for the care, management, improvement and protection of such cemetery, and for the manner of sale of lots and blocks therein, *Provided*, that no lot or block shall be sold except for cash.

Fifth. To appropriate money, if necessary, from the general fund of said city for the purpose of suitably caring for and protecting such cemetery.

Sixth. To appoint, employ and pay a suitable person to take charge of such cemetery. Who shall have authority to enforce all the ordinances, by-laws, rules and regulations relating to such cemetery as fully as may aid city council.

Seventh. To set apart and designate a sufficient portion of such cemetery for the burial of those not provided for by purchase or otherwise of a place therein. *Provided*, that so long as there may remain unsold any lots in such cemetery the body of any person dying within said city shall not be denied burial therein.

Eighth. To cause to be kept in a suitable book, to be provided for that purpose, an accurate account of all persons buried in such cemetery, showing as fully as may be the name, place of birth, date of death, age, sex, last residence and lot and block where buried, also any other data that may be deemed proper or useful. Said book shall be kept by such person and in such place as said city council may designate by ordinance or otherwise.

Ninth. To sell and convey to any person or persons, for burial purposes only, any unsold lot, lots, block or blocks in such cemetery, except such as may have been set apart as hereinbefore *Provided*, at the established price for cash only, by deed in fee simple to such person or persons, their heirs, administrators and assigns, *Provided*, that no mortgage or incumbrance shall be made on any land in such cemetery, and if made that the same shall be void. Before such deed shall be delivered the grantee or grantees shall produce a receipt from the city treasurer for the price of the land to be conveyed, and no deed shall be delivered until the price has been paid to the said city treasurer, nor shall such deed be entitled to record unless there is endorsed thereon by said treasurer the fact that the consideration therefor has been received by him.

SEC. 3. That no ordinance, by-law, rule or regulation passed or established by the city council, or any other authority, nor any order made by any court shall work the forfeiture of any lot, lots, block or blocks, by any person holding the title thereto as hereinbefore provided, and all lands purchased under authority of this act and held for burial purposes either by the city or by any grantee thereof, shall be forever free from taxation and assessments of every nature, and shall also be exempt from seizure and sale by execution or otherwise for debt.

SEC. 4. That all moneys received from the sale of lots or blocks in such cemetery shall be kept by the treasurer of said city as a separate fund to be designated "The Cemetery Fund", and said treasurer shall render an account of all such moneys at the same time and in like manner as he is required to account for other moneys of said city; said fund shall be expended only for the purpose of maintaining such cemetery and in improving, adorning, fencing and properly caring for the same.

SEC. 5. That a certain deed made and executed by Daniel Robins, William Dickens and James McCann, officers and trustees of Oakwood Cemetery Association, to the town of Anoka, by its supervisors, bearing date July 9th, 1867, recorded in this office of the register of deeds of said Anoka county on the 12th day of July 1867, at 3 o'clock p. m. in book "G" of deeds on pages 490-491 and 492, whereby was conveyed a certain parcel of land known as "Oakwood Cemetery", is hereby legalized and made of full force and effect in law, and the

title to said Oakwood Cemetery is hereby declared to be vested in the city of Anoka wherein the same is situated, subject to prior vested rights of all parties therein, and all deeds and certificates of conveyance of lots or blocks therein made since said July 9th, 1867, by the town of Anoka, or by the city of Anoka, through their officers, are hereby declared valid and the title thereto is confirmed unto the grantees named in any such deeds or certificates of conveyance. The city council of said city is hereby given full authority and is empowered to manage, regulate and control said Oakwood Cemetery as fully as it may any land purchased under authority of this act.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved February 10, 1887.

CHAPTER 250.

[H. F. No. 632.]

AN ACT TO AUTHORIZE THE CITY OF ST. PAUL TO ISSUE CERTIFICATES OF INDEBTEDNESS FOR THE CONSTRUCTION OF A ROAD UPON THE TOP OF THE BLUFF IN A SOUTH-WESTERLY DIRECTION FROM THE SOUTH LIMITS OF THE CITY OF ST. PAUL, SO AS TO INTERSECT THE ST. PAUL AND SHAKOPEE ROAD, LEADING TO THE VILLAGE OF MENDOTA, IN THE COUNTY OF DAKOTA, STATE OF MINNESOTA, AND TO REPEAL AN ACT APPROVED MARCH FIFTH (5TH) A. D. ONE THOUSAND EIGHT HUNDRED AND EIGHTY FIVE (1885), ENTITLED "AN ACT TO AUTHORIZE THE CITY OF ST. PAUL TO APPROPRIATE MONEY TO AID IN THE IMPROVEMENT OF THE ST. PAUL AND SHAKOPEE ROAD."

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

SECTION 1. That the common council of the city of St. Paul, be and is hereby authorized and empowered to issue certificates of indebtedness in a sum not to exceed twelve thousand (\$12,000.00) dollars, the proceeds to be expended upon such terms, conditions and restrictions as the said common council may impose, for the construction of a road on the top of the bluff, in a south-westerly direction from the south limits of the city of Saint Paul, so as to intersect the Saint Paul and Shakopee road, leading to the village of Mendota, in the county of Dakota, State of Minnesota. The said certificates of indebtedness shall be signed by the mayor and city clerk, and countersigned by the city comptroller, and shall bear the corporate seal of the city of St. Paul upon their face, and shall mature in two (2) and