

CHAPTER 70.

[H. F. No. 118.]

AN ACT GIVING CERTAIN COURTS OF THE STATE CONCURRENT JURISDICTION OVER THE WATERS OF THE MISSISSIPPI, ST. CROIX AND ST. LOUIS RIVERS.

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

SECTION 1. That all courts and officers now having and exercising jurisdiction in any county or counties which are now formed, or which may hereafter be formed in any part of this state bordering eastward upon the Mississippi, St. Croix or St. Louis rivers, shall have and exercise jurisdiction in all civil and criminal cases upon such rivers concurrently with the courts and officers of the state of Wisconsin, so far and to such extent as the said rivers, or either of them, shall form a common boundry between this state and the state of Wisconsin.

Concurrent jurisdiction.

SEC. 2. The concurrent territorial jurisdiction of every such county, and of all courts and officers exercising jurisdiction throughout the same, shall extend over such river area as would be included within the northerly and southerly boundary line of such county if the same were produced and extended easterly across the said river or rivers to the Wisconsin shore.

Limits described.

SEC. 3. This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved February 19, 1889.

CHAPTER 71.

[H. F. No. 1089.]

AN ACT TO PROVIDE FOR THE CONVEYANCE OF THE STATE PARK AT MINNEHAHA FALLS TO THE CITY OF MINNEAPOLIS, AND TO ENABLE THE BOARD OF PARK COMMISSIONERS OF SAID CITY TO ASSESS AND COLLECT THE COST THEREOF AND TO IMPROVE THE SAME FOR PARK PURPOSES.

WHEREAS, The legislature of the state of Minnesota at its present session has, pursuant to the provisions of chapter one hundred and twenty-nine (129) of the general laws of eighteen hundred and eighty-five (1885), accepted the report of the commissioners of the state park at Minnehaha Falls duly appointed under said act, selecting and locating for

Preamble.

state park and other state purposes the following lands in Hennepin county, Minnesota, to-wit: All that part of sections seventeen (17) and eighteen (18) in town twenty-eight (28), north of range twenty-three (23) west, in Hennepin county, Minnesota, bounded as follows: On the north by the south line of the town road extending from Minnehaha avenue (so-called) northeasterly from a point near said Minnehaha Falls, and by an extension of said south line in the same direction to the point of its intersection with the north line of said section seventeen (17), and thence by said section line to the Mississippi river; on the east by the Mississippi river; on the south by the north line of section twenty (20) of said town twenty-eight (28) and range twenty-three (23), being also the north line of the Ft. Snelling military reservation; on the west and southwest by Minnehaha avenue and the right of way of the Chicago, Milwaukee and St. Paul Railway Company:

AND WHEREAS, said legislature has appropriated the sum of one hundred thousand dollars (\$100,000), or so much thereof as may be necessary to pay for the lands selected and located for said purposes, as aforesaid.

AND WHEREAS, It is understood that the city of Minneapolis desires to improve, maintain and use said lands for park purposes and to acquire from the state the title in fee to said lands, subject to all the uses by the state, provided by said chapter one hundred and twenty-nine (129), except that portion of said lands which since the locating of said lands has been acquired by the state for the Minnesota soldiers' home, therefore,

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

SECTION 1. That if the board of park commissioners of the city of Minneapolis within ninety (90) days after the passage of this act, shall pay into the state treasury the sum of one hundred thousand dollars (\$100,000) heretofore appropriated to pay for lands designated in the act appropriating said sum for a state park, the governor and secretary of state, as soon as the title to said lands vests in the state as in said chapter is provided, be and they are hereby authorized and directed to convey to the city of Minneapolis said lands and all the right, title and interest of the state of Minnesota in and to the same, subject, however, to the following conditions and reservations which shall be expressed in said conveyance, viz:

First:—That said lands shall always be open to the people of the state as a park, under such rules and regulations as the board of park commissioners of said city shall establish.

Second:—That the state shall have the right to use said lands or any part thereof for horticultural and mechanical state exhibit grounds and for such state buildings and in-

Governor
authorized to
convey to
board park
commissioners
when.

Reservations.

stitutions as may hereafter by said state be found necessary or expedient.

Third:—That the said city shall, as soon as practicable, properly lay out and improve said lands, and always keep and maintain the same in proper condition, at the expense of said city, for park purposes.

Fourth:—That the said park shall be called, known and designated by the name of "Minnehaha State Park", and not otherwise.

SEC. 2. When the actual cost of the lands taken for said state park purposes is determined, under the provisions of the act heretofore at this session of the legislature passed, the balance remaining of the sum appropriated thereby, and which, under the provisions thereof, is to be paid into the state treasury, shall be repaid by the treasurer of state to the city of Minneapolis, to be placed in the park fund if said board of park commissioners shall have complied with the provisions of this act as to payment into the state treasury.

Excess to be repaid to city of Minneapolis.

SEC. 3. As soon as the actual cost of the land taken for a state park is ascertained, in the manner provided in the act heretofore at this session of the legislature passed, the board of park commissioners of the city of Minneapolis may assess on and collect the cost of said state park lands from the property benefited thereby. In making such assessment and collection said board shall have the right to proceed under and shall be governed by the laws then in force prescribing the method of the assessment and collection by said board of park commissioners of benefits to pay for lands taken for park purposes in the city of Minneapolis.

Assessments may be made upon property benefited.

SEC. 4. The grant herein provided for shall be on the express condition that if said city of Minneapolis shall fail to preserve or maintain at its own expense, for the purposes in this act expressed, any portion of said lands to which it shall obtain title under such grant, then the lands granted shall revert to state of Minnesota; it being the express conditions herein that the state of Minnesota shall not be called upon for any appropriation to maintain or improve said lands, and that this condition shall be expressed in the deed of conveyance from the state.

Lands may revert to State under certain conditions.

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

When act to take effect.

Approved April 4, 1889.