

CHAPTER 380.

[H. F. No. 562.]

AN ACT RELATING TO THE STREETS, AVENUES, ALLEYS AND PUBLIC GROUNDS IN THE VILLAGE OF WHITE BEAR IN THE COUNTY OF RAMSEY.

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

SECTION 1. The village council of the village of White Bear in the county of Ramsey, may, from time to time, as it may deem proper, establish the grades of any or all of the streets, avenues, alleys, sidewalks and parks or other public grounds in said village, and have accurate profiles of such grades made and kept on file in the office of the recorder of said village; and all grades heretofore established by said village council are hereby legalized and made valid to the same extent as if the same were established pursuant to the provisions of this act.

SEC. 2. The village council of said village of White Bear is hereby authorized to grade, repair and put in good condition any of the streets, avenues, alleys and parks or other public grounds of said village, and to repair sidewalks therein, and to pay the cost of all such grading or repairing out of the village treasury; *provided*, that the cost of laying, building or constructing new sidewalks, and planking, paving or macadamizing streets, avenues or alleys shall be paid by the owners of the property fronting upon such improvement.

SEC. 3. The village council of said village may prescribe the width of all sidewalks to be laid in said village, and may determine the material of which the same shall be constructed, and may order and cause to be laid, built and constructed sidewalks and crosswalks upon any or all of the streets and avenues of said village, from time to time, as said council may deem proper and necessary.

SEC. 4. Whenever said village council shall deem it proper and necessary, it may by resolution order and cause to be laid and constructed a sidewalk, or sidewalks and crosswalks upon any of the streets or avenues of said village, and direct and require the street commissioner of said village to give notice to the owner or owners of the lots or parcels of real estate adjoining or abutting upon such proposed sidewalk to build and lay such sidewalk within two (2) weeks from the time of such notice at their own proper cost and expense. Such notices shall be given by publication thereof for two (2) weeks in a newspaper published in said village, or by serving a copy thereof upon each of such owners personally, as said council may designate, and due proof of the publication or service of such notice shall be made and filed with the village recorder.

SEC. 5. If such sidewalk is not laid and built in the manner and within the time prescribed by said notice, the street commissioner of said village shall lay and construct such sidewalk and without delay report the cost and expense thereof to said village council, and said

council shall thereupon levy and assess upon each lot or parcel of real estate, according to the front thereof upon such sidewalk, its pro-rata share of the cost and expense of building and laying such sidewalk, and such assessment shall immediately thereupon become a lien upon the real estate so assessed. The assessment list so made shall be kept in the office of the village recorder, who shall collect the same and pay the same to the village treasurer, as collected. On the first day of September of each year, said recorder shall make a list of such assessments as are delinquent and certify the same to the auditor of said county of Ramsey, who shall enter and carry out the same upon the proper tax lists, and they shall be collected the same as other taxes are collected, and when so collected the county treasurer shall pay the same to the treasurer of said village, taking duplicate receipts, one of which he shall deliver to the recorder of said village. No error or informality shall vitiate the assessments made by virtue of this section; *provided*, the notice required by the preceding section of this act shall have been given.

SEC. 6. Property otherwise exempt from taxation, shall be liable to assessment for laying and constructing sidewalks, and for planking, paving and macadamizing streets, avenues or alleys.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 20, 1889.

CHAPTER 381.

[S. F. No. 563.]

AN ACT TO FIX THE COMPENSATION OF THE JUDGE OF PROBATE OF WRIGHT COUNTY.

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

SECTION 1. The compensation of the judge of probate of Wright county, in lieu of the pay now, or that may hereafter be allowed by law, shall be a salary of twelve hundred (1200) dollars per annum, and no more; said salary shall be payable in twelve (12) equal installments, one at the end of each month, upon the warrant of the county auditor, out of the county treasury.

SEC. 2. An allowance of not to exceed two hundred (200) dollars per annum may be granted by the county commissioners at their annual meetings in January of each year, for the compensation of a clerk for said judge of probate; and when any such clerk shall be so employed, the said judge of probate shall, at the end of each such month, furnish to such clerk a certificate showing the compensation such clerk is entitled to for that month, and upon the presentation of said certificate, the county auditor shall issue to such clerk his warrant upon the county treasurer for the amount thereof.