

act of congress; and the said judge and his successor is authorized and empowered to plat any or all of such lands as may be necessary or expedient for the full performance of the trusts hereby vested.

SEC. 4. In case any of said lands shall not be claimed under the provisions of the preceding sections, or of said Chapter forty-two (42), General Statutes of Minnesota, one thousand eight hundred and seventy-eight (1878), within three (3) years from the date of the passage of this act, said judge, or his successor in office, is hereby granted the power and authority at any time thereafter, upon the petition of the county commissioners of said county, or on his own motion, to sell such unclaimed lands at public auction, after causing an appraisement to be made thereof, to the highest bidder for cash, each separate and distinct tract separately, at the front door of the court house of said St. Louis county, between the hours of nine (9) o'clock in the forenoon and of the setting of the sun; but no tract shall be sold for less than its appraised value.

SEC. 5. Notice of the time and place of such sale, containing a description of the real property to be sold, shall be given by publishing the same for six (6) successive weeks, at least once in each week, in a newspaper printed and published in said St. Louis county.

SEC. 6. The judge making such sale, in case he deems such sale fair and just, shall execute and deliver to the purchaser a deed of conveyance, and such conveyance may contain one (1) or more tracts sold to the same purchaser at such sale.

SEC. 7. The proceeds of such sale, after paying the expenses incident thereto, shall be paid into the state treasury, to be held in trust for the benefit of the person or persons entitled thereto.

SEC. 8. It shall be the duty of said judge to keep, or cause to be kept as one of the records of his court, a full and complete record of all the proceedings had and taken, and of all his acts done, under the directions, authority and provisions of this act.

SEC. 9. This act shall take effect and be in force from and after its passage.

Approved March 16, 1891.

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## CHAPTER 268.

[S. F. No. 130.]

AN ACT AUTHORIZING THE VILLAGE COUNCIL OF THE VILLAGE OF NEW LONDON TO GRADE AND CAUSE GRADES TO BE ESTABLISHED OF STREETS AND ALLEYS, AND ALSO TO LEVY SPECIAL TAXES FOR GRADING OF STREETS AND ALLEYS IN SAID VILLAGE.

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

SECTION 1. The village council of the village of New London, Kandiyohi county, shall have power to establish the grade of any street or alley where such grade has not been established, and may grade any such street or alley without the consent of owners of abutting property; it shall cause profiles of the grades of all streets so graded to be made and kept in the office of the village recorder.

SEC. 2. The expense of filling and grading streets and alleys shall be chargeable to the lots or parcels of land abutting upon such streets or alleys, in proportion to the frontage, without reference to the value of the land.

SEC. 3. For the purpose of grading any street or alley the village council shall levy, and cause to be collected upon the lots, tracts or parcels of ground abutting such street or alley, a tax sufficient to pay the whole expense of such grading as ordered opposite such property to the centre of the street or alley. The village recorder shall thereupon cause a notice to be published in a newspaper published in said village, if there is one, and if not, then in any newspaper in the county; such notice shall state the fact of the levy of such special tax having been made, the amount levied upon each lot or parcel of land and the names of the owners, if known. The notice shall be published three (3) successive weeks, and shall further state that the persons liable to such tax or assessment may pay the same, at any time within six (6) weeks from the date of said notice, to the village treasurer.

At the time of publishing such notice the village recorder shall deliver the assessment roll to the village treasurer; at the end of six (6) weeks the treasurer shall return the assessment roll to the village recorder, showing what taxes have been paid and what remain unpaid. The village recorder shall, before the first (1st) day of September following, or at such time as may be required by the laws of this state, certify to the county auditor the description of the lots or parcels of land upon which such special tax has not been paid, the amount of tax due on each and the names of the respective owners, if known. The village recorder shall add a penalty of ten (10) per cent on all such taxes so certified to the county auditor. Such taxes so certified shall be entered and collected in the same manner that state and county taxes are collected, and when collected shall be paid over to the village treasurer.

SEC. 4. No assessment in this act provided for shall be set aside or held invalid by reason of any informality or irregularity in the proceedings prior to the entry thereof on the tax lists of the auditor of said county, as herein required, unless it shall appear that by reason of any such informality or irregularity an injustice has been done to the parties or party claiming to be aggrieved.

SEC. 5. If in any case the village council shall deem that a part of the expense of doing any work provided for by this act should be borne by the village at large, they may, by a two-thirds ( $\frac{2}{3}$ ) vote of all members of the council, by resolution, order that a part of the expense, not exceeding one-third ( $\frac{1}{3}$ ), shall be paid out of the village treasury.

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

Approved February 27, 1891.