

state, in book fourteen (14) of plats, page forty six (46), is in all respects confirmed and legalized as a valid survey, and the plat of the premises included therein.

SEC. 2. That the appraisal of the several lots included in said plat, made by J. W. Bishop, Edward J. Hodson and William M. Bushnell, and filed with the commissioner of the land office on the seventh (7th) day of June, A. D. one thousand eight hundred and ninety (1890), be and the same is hereby confirmed and legalized as a valid appraisal thereof.

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

Approved April 11, 1891.

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## CHAPTER 38.

[S. F. No. 127.]

AN ACT TO AMEND SECTION TWO (2) OF CHAPTER THREE HUNDRED AND SEVENTY-FIVE (375) OF THE SPECIAL LAWS OF MINNESOTA FOR THE YEAR ONE THOUSAND EIGHT HUNDRED AND EIGHTY-NINE (1889), RELATING TO THE CITY OF ST. PAUL.

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

SECTION 1. That section two (2) of Chapter three hundred and seventy-five (375) of the Special Laws of Minnesota, for the year one thousand eight hundred and eighty-nine (1889), be and the same is hereby amended, by striking out the words "or both," in the last line of said section.

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

Approved Feb. 26, 1891.

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## CHAPTER 39.

[H. F. No. 987.]

AN ACT TO AUTHORIZE THE CITY OF ST. PAUL TO MODIFY A CONTRACT ENTERED INTO BETWEEN SAID CITY AND TIMOTHY SWEENEY FOR THE GRADING OF LANGFORD PARK.

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

SECTION 1. That the city of St. Paul and the common council of said city and the board of public works of said city are hereby authorized to modify the contract made and entered into between said city of St. Paul and Timothy Sweeney for the grading of Langford park in said city, which said contract bears date the twenty-eighth (28th) day of March, A. D. one thousand eight hundred and ninety (1890); and that said contract when so modified shall provide that said Timothy Sweeney shall receive from said city of St. Paul, in addition to the contract price for the grading of said park named and mentioned in

said original contract the sum of seventeen and three-fourths (17 $\frac{3}{4}$ ) cents per cubic yard for each and every cubic yard of material required to fully complete said contract according to the plans and specifications therefor over and above one hundred nine thousand eight hundred and seventy-five (109,875) cubic yards (being the amount of material estimated by the city engineer at the time of the making of said contract which would be required to complete the same), and such additional amount over and above one hundred nine thousand eight hundred and seventy-five (109,875) cubic yards, shall be paid for out of the general funds in the treasury of the city of St. Paul on the estimates of the same which may be allowed by said city engineer and the common council of said city; *Provided, however*, that said contract when so modified shall provide that the estimate of the city engineer as to the number of cubic yards so required and used for the complete execution of said contract (over and above said original estimate of one hundred nine thousand eight hundred and seventy-five (109,875) yards, shall be final and conclusive upon said Timothy Sweeney and the city of St. Paul.

SEC. 2. *Provided, further*, that the total amount paid to the said Timothy Sweeney by the said city of St. Paul by virtue of this act, in addition to the contract price mentioned in the said original contract, shall not exceed five thousand (5,000) dollars; *And provided further*, that neither said city engineer nor said common council nor any other officer of said city shall allow or approve or pay any portion of said sum until said city engineer shall have certified in writing that said Langford park grading has been fully completed by said Sweeney so as to leave the same in the condition required by said original contract, and any person violating any of the provisions of this act shall be deemed guilty of embezzlement, and upon conviction thereof before the district court, which is hereby given full jurisdiction in the premises, shall be punished as now provided by law in cases of embezzlement; *And provided further*, that no further assessment shall be made against any property claimed to be locally benefited by said Langford park improvement.

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

Approved April 20, 1891.

## CHAPTER 40.

[H. F. No. 662.]

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO CONFIRM AND CONTINUE THE PRESENT MUNICIPAL COURT OF THE CITY OF ST. PAUL, IN THE COUNTY OF RAMSEY, IN THE STATE OF MINNESOTA, AND TO ENLARGE THE JURISDICTION OF SUCH COURT, TO REGULATE THE PRACTICE AND PROCEDURE THEREOF, AND TO PROVIDE AN ADDITIONAL JUDGE THEREFOR."

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

SECTION 1. That section twelve (12) of an act entitled "An act entitled an act to confirm and continue the present municipal court of the city of St. Paul, in the county of Ramsey, state of Minnesota, and