

CHAPTER 189.

S. F. No. 60.

An act to amend section three of chapter five of the general laws of 1887, entitled, "an act regulating the amount of license for the sale of intoxicating liquors."

Refunding part of license.

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

SECTION 1. That all of the proviso in section three of chapter five of the general laws of 1887 is hereby repealed, and in lieu thereof the following proviso shall be inserted, and become a part of said section.

Amending general laws of 1887, chap. 5.

Proviso. "Provided, that no license shall be granted for a longer period than one year, and that in all cases where such city, village or borough shall, at their annual election, vote to do away with the sale of intoxicating liquors under the local option laws referred to in section four of this act, then the municipal authorities of any city, village or borough shall refund to the holder of said license an amount pro rata equal to the unexpired portion of said license. Provided, that the provisions of this law shall not apply to any city or village where the people have voted to do away with the sale of intoxicating liquors and where license has been granted by the council of such city or village in opposition to the vote of the people.

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

Approved March 11, 1893.

CHAPTER 190.

H. F. No. 181.

An act to amend an act entitled, "an act relating to villages of over three thousand inhabitants and providing for municipal courts therein," being chapter 146 of the general laws of Minnesota for 1891.

Village incorporation.

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

SECTION 1. That section seven of sub-chapter nine of chapter one hundred and forty-six of the general laws of Minnesota for 1891 be and the same hereby is amended by adding to the end thereof the following: "And no omission, informality or irregularity in or preliminary to the making of any special assessment for any local improvement shall, after such confirmation, affect the validity of such assessment, unless objection specifying the grounds thereof shall have been made in writing and duly filed with the village recorder on or before the date of such confirmation."

Amending general laws of 1891, chap. 146.

Objections to assessments.

SEC. 2. That section fourteen of said sub-chapter nine of said chapter one hundred and forty-six be and the same hereby is amended by inserting after the word "considered" where the same occurs in the twelfth line

Question on appeal.

of said section the following words, viz.: "And no question shall be tried as to any fact which may have arisen prior to the letting of the contract for the improvement."

Reassessment
when first de-
clared void.

SEC. 3. That said sub-chapter nine of said chapter one hundred and forty-six be and the same hereby is amended by adding thereto the following section:

"Sec. 17. Where an assessment for any local improvement on any lot, piece or parcel of land has been made and the same has been or hereafter shall be set aside or declared void by reason of any defect or irregularity affecting the validity of such assessment, the council may make a new assessment as to such lot, piece or parcel of land. And no error or omission or irregularity, whether jurisdictional or otherwise, shall prevent such reassessment to the extent of the benefits conferred on such lot, piece or parcel of land when ordered by the council."

An assessment
after completion
of work.

SEC. 4. That section five of said sub-chapter nine of said chapter one hundred and forty-six be and the same hereby is amended by adding thereto the following proviso, viz.: "Provided, that if in any case no assessment shall have been made until after the work shall have been completed or total cost thereof definitely ascertained, the council may make an assessment in an amount sufficient to cover the entire cost of such improvement, together with ten per cent thereof for expenses."

Municipal court
in annexed vil-
lage.

SEC. 5. That sub-chapter eleven of said chapter one hundred and forty-six be and the same hereby is amended by adding thereto the following section, viz.:

"Sec. 52. Whenever any village existing under this chapter shall become a part of any city by annexation, the municipal court of such village shall become a municipal court of such city, and be governed by the same laws governing the municipal court of such city. Provided, however, that such court shall always be held and maintained within the territory which comprised said village before its annexation to said city; and provided further, that the judge of said court at the time of such annexation shall remain judge thereof through the full term for which he was elected or chosen; and provided further, that the municipal courts of such city, after such annexation, shall be known and designated by numbers according to the respective dates of their establishment, and the judges of said courts may preside in either of the municipal courts of such city."

Damages for
personal injury.

SEC. 6. That sub-chapter twelve of said chapter one hundred and forty-six be and the same hereby is amended by adding thereto the following sections, viz.:

"Sec. 14. Before any such village shall be liable for damages to any persons injured upon any of the streets, avenues, alleys or sidewalks of said village the person so injured, or some one in his behalf, shall give notice to

the council of such injury within thirty days after receiving such injury, stating in such notice when, where and how the injury occurred and the extent thereof and the amount of damages he claims therefor, except that in case such injury has so far disabled such person as to prevent the giving of such notice within such time, it shall be sufficient in such case to give such notice within thirty days after the removal of such disability.

Annexation of village, duties of recorder.

"Sec. 15. Whenever any such village shall become a part of any city by annexation, the duties imposed in this act upon the recorder of such village shall be assumed and performed by the city comptroller of such city in so far as it is necessary to continue the duties of such recorder in order to complete the unfinished business of such village, and the duties imposed herein upon the treasurer of such village shall, upon such annexation, be assumed and performed by the treasurer of such city in so far as is necessary to continue the duties of such village treasurer in order to complete the unfinished business of such village.

Village assessments after annexation.

"Sec. 16. Whenever any such village shall become a part of any city by annexation, all assessments theretofore made by such village for the purpose of paying for local improvements therein shall be collected and enforced by such city in accordance with the provisions of sub-chapter nine of this act, and such city may, after such annexation, make any assessment or reassessment necessary to be made or do any act or thing necessary to be done in order to complete the unfinished business of such village in the same manner and under the same provisions of law and to the same effect as such assessments, reassessments, acts or things might or could have been made or done by such village if such annexation had not taken place."

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

Approved April 1, 1893.

CHAPTER 191.

H. F. No. 544.

An act legalizing and confirming village ordinances and contracts in certain cases.

Village water or gas works.

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

SECTION 1. That in all cases where any village in this state incorporated under the provision of chapter one hundred and forty-five of the general laws of 1885, and prior to the year 1891, has heretofore adopted an ordinance or ordinances purporting to grant the right to any person, persons or corporation for the construction, operation and maintenance in such village of waterworks or gas works, and purporting to contract with such person, persons or corporation, or their assigns, for the furnishing of water or gas to such village and the inhabitants thereof,

Legalizing village action in securing.