

SEC. 2. The common council of any city in this state, the citizens of which have heretofore at a duly called election voted in favor of putting in or establishing any or all of the public improvements hereinbefore mentioned may, either by resolution or ordinance, passed by a three-fourths vote of all the members elect at any general or special meeting called for that purpose, authorize the issue of the coupon bonds of such city to an amount not exceeding five per cent of the aforesaid assessed valuation, without submitting the question of such issuance to a further vote of the people; provided, that three-fourths of all the members-elect of such common council do not vote in favor of the issuance of such bonds, then the same shall not be issued except on a majority vote of the legal voters participating in the election of the city proposing the issue of such bonds, which vote shall be taken at a general or special election called and conducted in the manner prescribed for holding municipal elections; provided further, that nothing in this act prescribed shall authorize the increase of the total bonded indebtedness of any such city beyond a limit of five per cent of the assessed valuation of such city.

Action of council, without a vote of the people.

Increased bonds may be issued on a vote.

SEC. 3. All bonds authorized by this act shall run not more than thirty years from the date of their issuance, bearing interest at not more than five per cent per annum, principal and interest payable at such time and place as may be fixed by the common council of any city; said bonds to be sealed with the seal of the city issuing them, and signed by the mayor and attested by the clerk or recorder, and countersigned by the comptroller, if such officer exists in any city, and shall be sold at not less than par value, and accrued interest, to the highest responsible bidder after notice published once in each week for three successive weeks in a daily paper, if one there be, if not, then in a weekly paper in the city where such bonds are to be issued, and also in a daily paper published in St. Paul.

Term of bonds, interest and sale.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved March 29, 1893.

## CHAPTER 209.

H. F. No. 648.

*An act to provide for the completion of unfinished business of cities and villages annexed to other cities.*

Villages annexed to cities.

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

SECTION 1. That whenever any village or city of this state has been within three years prior to the passage of this act or shall be at any time hereafter annexed to or consolidated with any other city, by act of the legislature or otherwise, then such consolidated city shall have full power and authority to complete the unfinished

Unfinished business.

business of the city or village so annexed, in the manner and form as prescribed and provided by the laws under which such unfinished business was commenced. The authority hereby granted shall extend particularly to the making and completion of assessments for public improvements and the issuance and sale of bonds therefor.

SEC. 2. All proceedings or acts of such consolidated city under the authority hereby given shall have the same force and effect as though such proceedings and acts had been done and performed by the city or village so annexed.

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

Approved March 24, 1893.

S. F. No. 317.

Tunnels in cities.

## CHAPTER 210.

*An act to authorize the construction of tunnels by cities in certain cases.*

Authority to construct tunnels and assess therefor.

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

SECTION 1. Whenever a city of this state is or shall be so divided by unbridged navigable waters that portions thereof are inaccessible to each other, except by water transportation, and it shall be deemed by the common council of the city that the bridging of such waterway would be prejudicial to commerce, or is, for other reason, impracticable, such city is authorized, if, in the judgment of its common council, the public interest, and that of the property that would be assessed therefor, require it, to construct under such waterway, so as to connect the divided portions of the city, a tunnel suitable for all kinds of travel and traffic, including that by steam railway, provided that the expense of any such tunnel shall not in any case exceed one million dollars.

Property benefited to be assessed.

SEC. 2. Property specially benefited by such improvement may, in proportion to the benefits received, and to an extent not exceeding such benefits, be charged and assessed with all or any part of the expense thereof, not less than three-fourths. All proceedings with reference to such improvement, and the making of the contract therefor, and the making and enforcement of assessments and reassessments therefor, and for the procurement of funds for carrying on the work upon said improvement, including also proceedings for the exercise of the power of eminent domain in connection with said improvement, shall, except as herein otherwise provided, conform, as nearly as the nature of the case will admit, to proceedings which at the time shall obtain in the particular city with reference to the grading and improvement of streets, and to assessments and reassessments therefor, it being the intention hereof that said improvement shall be considered as equivalent to the opening, grading and

Proceedings same as for street improvements.