

## CHAPTER 212.

H. F. No. 489.

*An act to authorize cities to complete or effectuate vacation proceedings in certain cases.*

Vacation proceedings.

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

SECTION 1. That the common council of any city in this state which by law is authorized to vacate streets and alleys upon payment of the proportionate value of the land to be vacated, and which has heretofore, pursuant to proper petition, actually been paid such amount, together with the expense of advertising the proceedings for vacating any street or alley, and has caused proper notice of the hearing on such petition to be given, but has failed to pass an order of vacation, through inadvertence, be and the same is hereby authorized to act upon any such petition or any new petition for vacation of the same premises, and to give new notice and proceed thereunder as by law provided in all respects, save that no new payment shall be required.

Completing vacation proceedings.

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

Approved March 14, 1893.

## CHAPTER 213.

H. F. No. 884.

*An act to provide for the restoration of lost or destroyed plats of towns or cities, of additions thereto or subdivisions thereof, and to give effect to the same as evidence.*

Lost or destroyed plats.

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

SECTION 1. That in all cases where plats of any town or city in this state, or of additions thereto or subdivisions thereof, previously on file in the office of the register of deeds of any county in which the land thereby covered is situated have been lost or destroyed, and a copy of such plat is in existence, the surveyor or surveyors, or one of them, who laid out and surveyed the tract covered by such original plat, and if such surveyor or surveyors shall have died or his or their place of abode be unknown, which facts may be proven by the affidavit of one of the original proprietors of such land, one or more of the proprietors who executed said original plat may make and execute upon such copy, in the manner in which deeds are required to be executed and acknowledged, a certificate setting forth a full description of the land originally surveyed and covered by said original plat, and that the said copy is a true and accurate copy of said original plat, and such copy, so authenti-

Authorizes restoration of by substitution.

cated, shall thereupon be filed in the office of the register of deeds of the proper county without the certificate of the county auditor, of "taxes paid and transfer entered" thereon, and shall stand in the place of such plat so lost or destroyed.

Provides for a new plat if none in existence.

SEC. 2. That in all cases of lost or destroyed plats as above, where no copy exists, or where, by reason of changes or alterations in said original plat by judicial proceedings, the property thereby covered cannot be correctly described by reference thereto, the present proprietors, or any of them, may cause a new survey to be made according to such original plat, and a new plat to be made which shall correctly designate the subdivision of said land in the manner now provided by law, and which said plat, so made, shall be certified to, in the manner provided in section one of this act, by the surveyor or surveyors, or one of them, who laid out and surveyed said land for said original plat, and in case such surveyor or surveyors shall have died, or his or their place of abode be unknown, which fact may be proven in the manner provided in section one of this act, then by one or more of the proprietors of said land who executed said original plat, as being a true copy of said original plat save as to such changes and alterations, all which changes and alterations, as well as the lines of said original survey, shall fully appear upon said new plat, and, when duly authenticated as above, the same shall be filed in the office of the register of deeds of the proper county without the certificate of the county auditor of "taxes paid and transfer entered" thereon, and shall stand in the place of said original plat.

SEC. 3. Such new plat, or such copy, certified and executed as above, shall, when filed, be received as prima facie evidence in all cases as to lands thereby covered.

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

Approved April 5, 1893.

S. F. No. 553.

## CHAPTER 214.

Sidewalks in cities.

*An act in relation to the construction of sidewalks.*

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

May be ordered without petition.

SECTION 1. That each city of the state of Minnesota be and is hereby authorized and empowered to repair or reconstruct with material of the same or different kind sidewalks upon and along any of the public streets, avenues, lanes and alleys within the city limits, without any petition therefor from any of the owners of real estate fronting on any such street, avenue, lane or alley.