

438.10 FIREMEN SERVING ON OUTSIDE FIRES IN LINE OF REGULAR DUTY

If a fireman responding to a call of duty enters on the land of another, the occupant of the land has a duty to warn him of hidden dangers. 35 MLR 512.

438.11 CITIES, VILLAGES; EXPENSES TO CONVENTIONS, PAYMENT HISTORY. 1931 c 150 s 1; 1953 c 429 s 1.**CHAPTER 439****BOARD OF FIRE AND POLICE COMMISSIONERS****439.01 BOARD CREATED**

A city of the second class acting by and through its board of fire and police commissioners, and the county in which the city is located, may by exercise of power common to both, establish, equip, and maintain a joint radio broadcasting station for police purposes. OAG Feb. 17, 1950 (785).

PUBLIC WORKS**• CHAPTER 440****WORK OR WORKS ON OR IN STREETS**

440.01-440.07 Repealed, 1949 c 119 s 110.

440.10 Repealed, 1949 c 119 s 110.

440.13 COUNCIL MAY VACATE STREETS IN CITIES OF THE FOURTH CLASS

The phrase "the majority of owners of the property on the line of such streets," as used in section 129 of the St. Paul city charter, refers to a majority of individual owners and not to majority of estates or tracts, or to a major part of the property fronting on the line of the street. Beck v Council of the City of St. Paul, 235 M 56, 50 NW(2d) 81.

A city has no power to partially vacate a street for certain purposes, reserving an easement for other purposes. A city may acquire an easement over private property by adverse possession. OAG April 25, 1949 (396-C-18).

440.135 VACATING STREETS, CITIES THIRD CLASS

The legislature has clearly distinguished between streets and alleys. Under the provisions of section 440.135, the city council of the city of Owatonna may not vacate an alley. The alley involved may be vacated upon compliance with the provisions of the city charter, chapter IV, sections 1 and 10. OAG Nov. 23, 1953 (396-C-1).

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