

council. They shall have power to settle, compromise, or prosecute all such actions on the part of the village when said village shall be a party or be interested in such actions, and no person shall be an incompetent juror by reason of being an inhabitant of said village, in an action in which the village shall be a party.

SEC. 29. All fines and penalties, and sums received from licenses, imposed under or by virtue of the provisions of this act, shall belong to the village and shall constitute a fund to pay the expenses incurred under the provisions of this act.

SEC. 30. The corporation is vested with all powers to carry into full force, virtue and effect all and every part of the charter of the village of Elk River, and the acts amendatory thereof, and to carry into execution the same, shall have power to pass and ordain all and every ordinance necessary to carry out fully the meaning and intent thereof.

SEC. 31. The treasurer shall make and deliver to the common council, at least ten (10) days before the annual election, or sooner if required by them, a full and detailed statement of all the receipts and expenditures since the date of the last annual report, and also the state of the treasury, which statements shall be filed with the recorder.

SEC. 32. No member of the village council shall be a party to, or interested in any job or contract with the village, and a contract in which any member of said council may be interested shall be null and void, and no member of the common council except the recorder, shall receive any compensation for his services as such member.

SEC. 33. The officers of said village shall all be residents thereof, and legal voters therein, and any and all vacancies occurring in the offices of said village shall be filled by appointment made by the common council.

SEC. 34. This act shall take effect and be in force from and after its passage.

Approved February 19, 1881.

CHAPTER 13.

AN ACT TO INCORPORATE THE VILLAGE OF EVANSVILLE.

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

SECTION 1. That the following described territory in the county of Douglas in said State, to-wit: The southwest quarter of section two (2), the south-east quarter of section three (3), and the north-west quarter of section eleven (11), in township one hundred and twenty-nine (129), of range forty (40), be and the

same hereby is set apart, constituted and incorporated as the village of Evansville, under and subject to the provisions of chapter one hundred and thirty-nine (139) of the general laws of eighteen hundred and seventy-five (1875) and the inhabitants of said territory shall form and constitute a municipal corporation and shall have the powers possessed by municipal corporations at common law together with the powers granted and conferred by said chapter one hundred and thirty-nine (139) of the general laws of eighteen hundred and seventy-five (1875).

SEC. 2. Ole Kron, A. Lilyquist and Erick Eckblod are hereby appointed as the persons to act under section nine (9) of said chapter one hundred and thirty-nine (139) of the general laws of eighteen hundred and seventy-five (1875) to call and give notice of the first election in said village. At such election the question of incorporation under the provision of this chapter shall be submitted to a vote of the electors residing in said territory, and each elector may deposit a ballot on which may be printed or written the words "in favor of incorporation" or "against incorporation," which votes shall be canvassed in the same manner as other votes cast at such election, and if a majority of the votes so cast shall be in favor of incorporation then said territory shall be taken and considered as being incorporated under said chapter; and if a majority of such votes shall be against such incorporation, then in that event such territory shall *not* be incorporated.

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

Approved February 18, 1881.

CHAPTER 14.

AN ACT TO INCORPORATE THE CITY OF FERGUS FALLS IN THE COUNTY OF OTTER TAIL AND STATE OF MINNESOTA.

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

CHAPTER 1.

SECTION 1. All that part of the county of Otter Tail, Minnesota, contained within the limits and boundaries hereafter specified, shall be a city by the name of Fergus Falls, and the people now inhabiting or who shall hereafter inhabit the district of country herein described, shall continue to be a municipal corporation by the name of the city of Fergus Falls, and shall have the general powers possessed by municipal corporations at common law, and in addition thereto shall possess the powers hereinafter specially granted, and the authorities thereof shall have perpetual