

CHAPTER 48.

AN ACT TO ORGANIZE THE VILLAGE OF WAVERLY, IN WRIGHT COUNTY.

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

SECTION 1. The following described territory be and the same is hereby set apart for incorporation as a village by the name of Waverly, to-wit: The north half ($\frac{1}{2}$) and the northwest quarter ($\frac{1}{4}$) of section four (4) in township one hundred and eighteen (118) in range twenty-six (26), the south half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of section thirty-three (33) in township one hundred and nineteen (119), range twenty-six (26) all in Wright county, Minnesota.

SEC. 2. Patrick Fallihee, Wm. Quinn and J. K. Cullen are hereby designated as the persons who shall take the steps by law required to secure the incorporation of the said village.

SEC. 3. This act shall take effect from its passage.

Approved March 8th, 1881.

CHAPTER 49.

AN ACT TO INCORPORATE THE VILLAGE OF WHITE BEAR IN THE COUNTY OF RAMSEY, STATE OF MINNESOTA.

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

SECTION 1. All that part of the county of Ramsey, State of Minnesota, within the limits and boundaries hereinafter described shall be a village by the name of White Bear, and the people now inhabiting and those who shall hereinafter inhabit within the district of country herein described, shall be a municipal corporation by the name of the village of White Bear, who shall have the general powers possessed by municipal corporations at common law, and in addition thereto shall possess the powers hereinafter granted, and the authorities thereof shall have perpetual succession; shall be capable of suing and being sued, pleading and being impleaded in all courts of law and equity, of contracting and being contracted with, and shall have a common seal, and may alter or change the same at pleasure, and may take, hold, and purchase,

lease and convey such real and personal and mixed estate as the purposes of the corporation may require, within or without the limits of said village.

SEC. 2. The following described territory shall be and constitute the village of White Bear, viz: Section thirteen (13), the east half ($\frac{1}{2}$) of section fourteen (14) and the south half ($\frac{1}{2}$) of the northwest quarter ($\frac{1}{4}$), the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$), the southeast quarter ($\frac{1}{4}$) of the the southwest quarter ($\frac{1}{4}$) of section fourteen (14), the east half ($\frac{1}{2}$) of the northwest quarter ($\frac{1}{4}$), the southwest quarter ($\frac{1}{4}$) of the northwest quarter ($\frac{1}{4}$) of section twenty-three (23), the northeast quarter ($\frac{1}{4}$) of said section twenty-three (23), and the north half ($\frac{1}{2}$) of section twenty-four (24) all in town number thirty (30) north, of range twenty-two (22) west.

SEC. 3. The elective officers of said village shall be five (5) trustees and one (1) justice of the peace who shall be styled village justice. The trustees shall hold their respective offices for the term of one (1) year and the village justice for the term of two (2) years and until their successors are duly elected and qualified.

SEC. 4. The term of all officers shall commence as soon as they are elected and qualified. All officers shall, before entering upon the discharge of the duties of their respective offices, each take and subscribe an oath to faithfully and honestly discharge the duties of their office, which said oath of office shall be filed with the recorder of said village.

CHAPTER 2.

SECTION 1. There shall be a council composed of said five (5) trustees, who shall elect one of their number chairman, which shall be styled the village council of the village of White Bear.

SEC. 2. The village council shall judge of the qualifications, elections and returns of its own members, and shall determine all contested elections, and in such cases shall power to send for persons and papers.

SEC. 3. A majority of the village council shall constitute a quorum to do business.

SEC. 4. The village council shall have power to determine the rule of its proceedings, punish its members for disorderly conduct, and with the concurrence of two-thirds ($\frac{2}{3}$) of the members elected, expel a member after due notice given, and an opportunity extended to the accused to be heard by council or otherwise.

SEC. 5. The village council shall keep a journal of its proceedings, and ayes and nays when demanded by any member present shall be entered on the journal, and the style of all ordinances shall be "The village council of the village of White Bear do ordain."

SEC. 6. The village council shall, at its first (1st) regular meeting after the annual election, appoint a recorder, a treasurer, a street commissioner and a village marshal, who shall hold their

respective offices for one (1) year and until their successors are appointed and qualified.

SEC. 7. The first election of officers of said village shall be held on the first Tuesday in April, one thousand eight hundred and eighty-one (1881), and be conducted in the same manner as town elections, and the laws of this State applicable to elections generally, shall apply, as far as consistency will admit, and the oath of a voter shall be the same as at town meetings, and false swearing shall be perjury. The village council shall meet on the first (1st) Monday after this election.

SEC. 8. That, for the purpose of the first (1st) election under this act, James C. Murray, John A. Getty and James Waters shall be inspectors of election, and also the board of canvassers of such election, and shall perform all the duties and possess all the powers of inspectors of election and board of canvassers prescribed by this act; they shall appoint the place of holding the polls of such election and post or publish notice thereof ten (10) days previous to the same; and all subsequent elections shall be held on the first (1st) Tuesday of April in each year, and be conducted by the village council, who shall be inspectors of such elections.

SEC. 9. All elections by the people shall be by ballot, and each ballot shall contain the names of the persons voted for, with the proper designation of the office written or printed thereon, and a plurality of votes shall constitute an election. When two (2) or more candidates receive an equal number of votes for the same office, the election shall be determined by the casting of lots in the presence of the council at such time and in such a manner as they shall direct.

SEC. 10. Any vacancy occurring in the village council shall be filled by the remaining members of the council and the village justice. Any vacancy occurring in any other office shall be filled by the village council. Any person appointed to fill vacancy shall hold his office and discharge the duties thereof for the unexpired term, and with the same rights and subject to the same liabilities as the person whose office he was appointed to fill.

SEC. 11. The village shall constitute one (1) election district for state and county as well as village elections, and the returns of election for state and county officers shall be made by the judges of election to the county auditor within the time and manner prescribed by law. The council shall appoint two (2) of their members to act as judges of election, and one (1) person as clerk, who shall, with the village recorder, be clerks of election, who shall have all the powers and perform all the duties as such under the general laws of the State.

SEC. 12. The council shall designate the place for holding all elections, and the recorder shall give ten (10) days previous notice of the time and place of holding such election and of the officers to be elected, by posting notices thereof in three of the most public places in said village, and the polls shall be kept open from nine (9) o'clock in the forenoon until five (5) o'clock in the afternoon.

SEC. 13. When the village election shall be closed, and the number of votes for each person voted for shall be counted and ascertained, the said judges shall make returns thereof, stating therein the number of votes for each person for each and every office, and shall deliver, or cause to be delivered, such returns to the village recorder within three days after the election, and the council shall meet and canvass said returns and declare the result as it appears from the same, within three (3) days thereafter. The recorder shall forthwith notify the persons elected of their election by written notice delivered to them in person, or left at their usual place of abode.

SEC. 14. Any officers removing from the village, or any officer who shall neglect or refuse for ten days after notice of his election or appointment, to enter upon the discharge of his office, shall be deemed to have vacated his office, and the village council shall proceed to fill the vacancy as herein prescribed.

SEC. 15. No member of the village council shall receive any compensation, except when acting as judge of election.

SEC. 16. Any person having been an officer of the village who shall not within six (6) days after being requested by his successor in office, deliver all books, papers, property or effects in his hands pertaining to such office or belonging to the village, shall forfeit to the use of the village fifty (\$50) dollars, and shall also be liable for all damages caused by said refusal or neglect, and such successor may recover possession of such books, papers, property and effects in the manner prescribed by the laws of this State for other officers.

SEC. 17. Should there be a failure by the people to elect any officers herein required to be elected on the day designated, the village council may order a new election to be held, ten (10) days notice of the time and place of holding the same to be given the same as in general elections.

CHAPTER 3.

SECTION 1. The treasurer, marshal and such other officers as the village council may direct, shall severally, before entering upon the duties of their respective offices, execute to the village of White Bear a bond, with at least two sureties to be approved by the village council, who shall make affidavit that they are each worth the penalty specified in such bond over and above all debts and exemptions and liabilities; and said bond shall contain such penal sum and such conditions as the village council may deem proper, and they may from time to time require new or additional bonds, and remove from office any officer refusing or neglecting to give the same.

SEC. 2. The chairman of the trustees shall when present preside over the meetings of the village council, and take care that the laws of the State and the ordinances of the village be strictly

enforced and duly observed, and that all the other executive officers of the village discharge their respective duties.

The chairman or any two councilmen may call special meetings of the village council. He shall have power to execute all acts that may be required of him by any ordinance in pursuance of this act, and is hereby authorized to call upon every male inhabitant of said village over the age of eighteen years, to aid in enforcing the laws or carrying into effect any law or ordinance; any person who shall not obey such call shall forfeit to said village a fine not exceeding twenty-five (\$25) dollars, and not less than five (\$5) dollars.

SEC. 3. The recorder shall keep the corporate seal and all the papers and records of the village, and keep a record of all the proceedings of the village council; he shall draw and countersign all orders on the treasurer in pursuance of any order or resolution of the village council, and keep a full and accurate account thereof in a book provided for that purpose, and make a full and fair record of all by-laws, rules or ordinances made or passed by the village council. The recorder shall have power to administer oaths or affirmations, and copeis of all papers filed in his office, and transcripts from the records of the village council certified to by him under the corporate seal, shall be evidence in all courts in like manner as if the original were produced. He shall report annually on the first (1st) day of June to the council, an estimate of the expenses of the village for the current year, and the revenues necessary to be raised therefor, and the fiscal year of the village shall commence on the first (1st) day of July. He shall countersign all contracts made in behalf of the village, and all certificates of work done by order of the village council. He shall examine the report books, papers, vouchers and accounts of the treasurer, and from time to time shall perform such other duties as the village council may direct.

He shall not be directly or indirectly interested in any job or contract to which the village is a party.

SEC. 4. The treasurer shall receive all moneys belonging to the village, pay all orders signed by the chairman of the village council and the village recorder, keep an accurate and detailed account thereof in a book provided for that purpose, and on the first (1st) day of July and quarterly thereafter, he shall exhibit to the village council a full and detailed account of all receipts and expenditures after the date of the last quarterly report, and also the state of the treasury, which account shall be filed with the recorder, and at the expiration of his term of office, turn over to his successor in office all books, papers, moneys or other property belonging to the village.

SEC. 5. The village marshal shall execute such orders and perform such duties as are prescribed by the village council for the collection of license money, fines, and the preservation of the public peace, for the good order, cleanliness and government of the village, and for all other purposes; said marshal is hereby vested

with all the powers of constable in the service of writs as granted them by the laws of this State, and may pursue into any county in this State and take and bring back for trial any offender against the ordinances of the village, and when performing the duties of constable aforesaid he shall be entitled to like fees.

SEC. 6. The chairman, sheriff of Ramsey county and each and every trustee, marshal, recorder and the village justice shall be officers of the peace, and suppress in a summary manner all disorderly behavior within the limits of the village, and for such purposes may command the assistance of the by-standers; and if any person so commanded shall refuse to aid in maintaining the peace, every such person shall pay a fine of not more than twenty-five dollars (\$25) and not less than five dollars (\$5).

SEC. 7. The village justice provided for and elected under this act shall have and possess all the powers and jurisdiction of justices of the peace of the county of Ramsey provided for and elected under the general laws of the state, and in addition thereto shall have cognizance and jurisdiction of all suits, prosecutions or proceedings for the recovery of any fine, forfeiture or penalty under any by-law, ordinance or regulation of said corporation, or under this act, or for the breach or violation of any such by-law, ordinance or regulation, and in all cases of offenses committed against the same. All prosecutions for assaults, batteries and affrays not indictable, and for a breach or violation of any by-law, ordinance or regulation, shall be commenced in the name of the village of White Bear, and the same proceedings shall be had in all civil and criminal suits or prosecutions before said justice when not otherwise herein directed, as are established and are required to be had in civil and criminal actions by the general laws of the State before justices of the peace. All fines, forfeitures and penalties imposed by, or recovered before said justice in any suit, prosecution or proceeding had and commanded in the name of said village, shall be promptly paid by said justice to the treasurer of said corporation for the use thereof. The village justice shall take judicial notice of the by-laws, ordinances and regulations of said corporation, and it shall not be necessary in any action, civil or criminal, before said justice to plead or refer to the same in any manner whatever in any pleading or complaint; but said by-laws, ordinances and regulations shall, in said justice's court, be held and deemed public law. The village justice shall, at least once in three (3) months, make to the village council a full report of all moneys received by him for fines, forfeitures and penalties, and shall pay them into the hands of the treasurer, taking his receipt therefor. In all cases of convictions for assaults, batteries and affrays within said village, for breaches of the peace, disorderly conduct, keeping houses of ill-fame, or frequenting the same, and of keeping or maintaining disorderly and ill-governed houses, the said justice shall have the power in addition to the fine or penalty imposed, to compel such offenders to give security for their good behavior, and to keep the peace for a period not exceeding six (6)

months, and in a sum not exceeding five hundred dollars (\$500). In case of the absence, sickness or other inability of said justice, or for any sufficient reason, the chairman, by warrant, may authorize any other justice of the peace within the county to perform the duties of said village justice; and it shall thereupon be the duty of the chairman to inform the village attorney and marshal of such substitution, and make report thereof to the village council, and they may confirm or set aside such appointment, or appoint some other justice of the peace; and the justice of the peace so appointed shall, for the time being, possess all the authority, powers and rights of the said village justice. All fines and penalties imposed by the village justice for offenses committed within the village limits, or for violation of any ordinance, by-law or regulation of said village, shall belong to, and be a part of the finances of said village. In case of prosecution for violation of an ordinance, by-law or regulation of said corporation, or of this act, or for an assault, battery or affray not indictable, committed within the limits of said corporation, no appeal shall be allowed when the judgment or fine imposed exclusive of costs is less than twenty dollars (\$20). The fees of the village justice shall be the same as allowed and fixed by the general laws of the state for justices of the peace. All warrants, writs and processes of every nature issued by the village justice shall be directed to the sheriff or any constable of the county, and may be executed or served by the appointed marshal under the provisions of this act, or by the sheriff or any constable of said county, and for such purposes said officers shall have and possess the same power and authority which by the general laws of the state they have and possess in the execution or service of warrants, writs and other processes issued by justices of the peace elected under such general laws.

SEC. 8. The street commissioner shall superintend all work and improvements on the streets and public grounds of the village, and carry into effect all orders and ordinances of the council in relation thereto, and give a bond with satisfactory sureties for the faithful performance of all the duties required of him.

SEC. 9. The village council shall have the power from time to time to require other and further duties to be performed by any officer whose duties are herein prescribed, and to appoint such other officers as may be necessary to carry into effect the provisions of this act, and to prescribe their duties. The village council may at any time fix the compensation of any officer or committee for any extraordinary service by them performed.

CHAPTER 4.

SECTION 1. The village council shall have control and management of the finances and of all the property of the village, and the said council shall likewise have full power and authority to make, enact, ordain, establish, publish, enforce, alter, modify, correct and

repeal all such ordinances and by-laws for the government and good order of the village, and for the suppression of vice, as they shall deem expedient, and declare and impose penalties by fine or imprisonment, or both, and to enforce the same against any person or persons who may violate any provisions of such ordinances, rules and by-laws, and such ordinances, rules and by-laws are hereby declared to be and have the full force of law, for these purposes shall have authority by ordinances, resolutions or by-laws. *Provided*, that they be not repugnant to the constitution and laws of the United States or this State.

First. To license and regulate the exhibition of common showmen and shows of all kinds, and the exhibition of caravans, circuses, concerts and theatrical performances, and also to license and regulate all auctioneers, billiard tables, pigeon hole tables, nine or ten pin alleys, bowling saloons, butcher shops and butcher stalls, and venders of butchers' meat, pawn brokers, insurance offices and insurance agencies, taverns, lager beer saloons, victualing houses, and all persons vending, dealing in or disposing of spirituous, vinous, malt or fermented liquors. *Provided*, that not less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100) shall be required to be paid for any license for the sale of spirituous, malt or fermented liquors, and all licenses of whatever nature shall expire on the last day of April in each year.

Second. To restrain and prohibit the use of all gambling devices whatever from being set up or used for gambling purposes, and to restrain and prohibit all description of gaming and fraudulent devices and practices.

Third. To prevent any riots, noise, disturbance and disorderly assemblages; to suppress and restrain disorderly houses or groceries and houses of ill-fame, and to authorize the destruction of all instruments used for the purpose of gaming, and of all spirituous, vinous, fermented, mixed or intoxicating liquors of any kind that may be kept for sale, or dealt in contrary to any ordinance of said village.

Fourth. To compel the owner or occupant of any grocery, cellars, stable, barn, privy, slaughter-house or other unwholesome or nauseous house or place, to clean, remove or abate the same. To remove or abate any nuisance injurious to the public health and safety, or repugnant to morality, decency and good order, and to provide for the punishment of all persons who shall cause or maintain such nuisance. To prescribe what shall constitute nuisances, and provide for the removal or abatement thereof, either under the ordinance or at common or statute law.

Fifth. To direct the location and management of slaughter-houses and markets in said village, and to regulate the storage, keeping and conveying of gunpowder, inflammable oils or other combustible materials.

Sixth. To prevent the incumbering of highways, streets, sidewalks, lanes or alleys.

Seventh. To prevent and punish immoderate driving or riding

in the streets, and regulate places for bathing or swimming within the limits of the village.

Eighth. To regulate the speed of cars and locomotives in said village, and prevent their obstructing the present crossings for a time exceeding ten (10) minutes, accidents excepted; for every such offense a fine of not more than twenty-five dollars (\$25) may be imposed and collected.

Ninth. To prohibit the running at large of horses, cattle, swine, sheep, poultry and geese, and to authorize the distraining and sale of the same, and to impose penalties on the owners of said animals for violation of the ordinance; *Provided*, that, when a sale of such animals shall be made, the proceeds therefrom, after deducting the expense of the distraining, keeping, advertising and selling such animals, shall be deposited with the treasurer of said village for the use and benefit of the owner thereof, if called for by such owners within one year from the day of such sale.

Tenth. To levy a tax on dogs, and prohibit their running at large, to authorize their destruction when at large contrary to the ordinances, and to impose fines upon their owners.

Eleventh. To prevent any person from bringing, depositing or having within the village, any putrid carcass or other unwholesome substance, and to require the removal of the same by a competent officer at the expense of such person or persons.

Twelfth. To make and establish public pounds, pumps, water cisterns and reservoirs, to erect lamps or other means whereby to light the village, to regulate and license hacks, cabs, drays, carts, and charges of hackmen, coachmen, draymen and cartmen of the village.

Thirteenth. To prevent damage to sidewalks.

Fourteenth. To prevent the shooting of firearms, crackers and other projectiles, and to prevent the exhibition of any fireworks in any situation, which may be deemed by the council dangerous to the village or any property therein, or annoying to any citizen thereof.

Fifteenth. To restrain drunkards, immoderate drinking of intoxicating beverages, brawling and obscenity in the streets or public places.

Sixteenth. To license and regulate peddlers, runners, public houses, and to regulate all public institutions of the village.

Seventeenth. To regulate the place and manner of selling, and provide for the inspection and weight of hay and coal, and the measuring of charcoal, firewood and other fuel.

Eighteenth. To compel owners or occupants of buildings or grounds to remove snow, dirt or rubbish from the sidewalks, streets or alleys opposite thereto, and in his default to authorize the removal or destruction thereof by some officers of the village at the expense of the owner or occupant.

Nineteenth. To prevent the introduction of contagious diseases into the village.

Twentieth. To appropriate money and provide for the payment of the debts and expenses of the village.

Twenty-first. To abolish, open, widen, grade, repair or otherwise improve or keep in repair, streets, avenues, lands and alleys.

Twenty-second. To establish, regulate and support night-watches when needed, and to create and establish the police of said village, prescribe their number and duties and regulate the same.

Twenty-third. To provide for the erection of all needful buildings for the use of the village.

Twenty-fourth. To provide for the enclosing, improving and regulating of the public grounds belonging to the village, and for the adorning of the streets thereof with shade trees.

Twenty-fifth. To provide for taking from time to time the enumeration of the inhabitants of the village.

Twenty-sixth. To prevent the dangerous construction, placing, and conditions of chimneys, fire-places, hearths, stove-pipes, ovens, boilers and appurtenances used in or about any buildings, and cause the same to be removed or placed in a safe and secure condition when considered dangerous, and to prevent the deposit of ashes in unsafe places, and to prevent the carrying on of manufactures dangerous in causing or promoting fires within the village limits.

Twenty-seventh. The village council have power to authorize the formation of fire companies, hook and ladder and hose companies, and to provide for the due support and regulation of the same, and to order such companies to disband and their apparatus to be delivered up; every member of such company shall be exempt from poll-tax and serving on juries during the continuance of such membership.

Twenty-eighth. The council shall have the exclusive right to license persons vending or dealing in spirituous, vinous, malt or fermented liquors within the limits of said village, and persons licensed by the council shall not be required to obtain a license from the board of county commissioners, and shall not be prosecuted for selling or disposing of spirituous, vinous, malt or fermented liquors without first having license therefor agreeably to the provisions of the general statutes. The council may revoke any such license of any one permitting gambling in their place of business, or for selling or giving any intoxicating beverage to any minor or habitual drunkard, or keeping a disorderly house.

Twenty-ninth. The village council shall have power to enact any other by-law, or do any other act necessary and proper, to perform the duties contemplated by this act.

Thirtieth. The council may appoint any number of special constables for extraordinary occasions, and they shall constitute a village police, and shall have the usual powers, and be under the immediate control of the marshal, who shall be the chief of police, and the whole shall be under the control and subject to the village council.

SEC. 2. All laws, ordinances, regulations and by-laws shall be passed by an affirmative vote of the majority of the village council,

and be signed by the chairman and recorder, and shall be published in the official paper of the village, or posted for ten (10) days in three (3) of the most public places in the village.

SEC. 3. The village council shall examine and adjust the accounts of all village affairs and agents of the village, at such time as they may deem proper, and if any such officer or agent shall refuse to comply with the order of said council in the discharge of their duties in pursuance of this section, the council shall declare the office of such person vacant, and may commence proceedings at law against any such officers or agent who may be found delinquent or defaulting in his account, or in the discharge of his official duties. The council shall make full record of all such settlements and adjustments.

SEC. 4. The cost of surveying the streets, lanes, alleys, sidewalks, sewers, public grounds, reservoirs, cisterns, drains, and the erection of buildings for village purposes, and of cleaning and repairing the same, and constructing and repairing reservoirs and sewers, street crossings, and cross walks, may be paid out of the general fund, or reservoirs may be built by districts designated by the village council; sidewalks and sewers may be constructed and the expense apportioned by the village council among the lots or parcels of land benefitted thereby. All resolutions or orders directing such improvements shall be filed and recorded by the recorder.

SEC. 5. All property, real and personal in the village, except such as may be exempt by the laws of the State, or is village property, shall be subject to taxation not exceeding three (3) mills on the dollar for general purposes, and five (5) mills on the dollar for the improvement of highways, streets and public grounds.

SEC. 6. The village council shall have the power to levy upon every male inhabitant of said village, between the ages of twenty one (21) and fifty (50) years, except idiots, lunatics, paupers and such others as are exempt by law, a capitation or poll tax of not less than two (2) or more than four (4) days work upon the streets, highways or other public improvements within the village. Any person liable to pay such poll tax may, in lieu of work, pay the street commissioner one dollar and a half (\$1½) per day for each day such person is assessed to work; such money so received shall be expended in improving the streets and highways; said poll tax shall be levied at the first meeting of the council after the annual election of each year, and shall be collected by the street commissioner in the manner prescribed by the laws of this State for the collection of highway labor taxes in towns by overseers of highways. Land road tax may be worked out under the direction of the street commissioner the same as under overseers of highways, and he shall be governed by the same laws as overseers of highways in the towns; the village recorder shall on or before the fifteenth (15th) day of September return to the auditor of Ramsey county a list of each lot or parcel of ground or other property liable to road tax with the names of the owners thereof as far as can be ascertained, the

amount due on each piece or parcel, and those having worked out or paid the tax to the street commissioner to have the word *paid* marked against it.

SEC. 7. The village council shall have the power, and it shall be their duty, to levy annually upon the taxable property of the village, such taxes under this act as may be necessary, and on or before the first (1st) day of September of each year, transmit to the county auditor a statement of all taxes by them levied; such taxes shall be collected and the payment thereof enforced with and in a like manner as state and county taxes are collected and the payment thereof enforced; and the county treasurer shall pay such taxes, when collected, to the village treasurer.

SEC. 8. All license fees, and all fines and penalties imposed under and by virtue of this act, or any ordinance or by-laws enacted thereunder, shall belong to the general fund of said village.

SEC. 9. The village of White Bear shall not be liable, in any case, for the board or jail fees of any person who may be committed by any officer of the village, or any magistrate, to the jail of Ramsey county, for any offense punishable under the State laws.

SEC. 10. No law of this State contravening the provisions of this act, shall be considered as repealing, amending or modifying the same, unless such purpose be expressly set forth in such law.

SEC. 11. All county roads heretofore laid out and worked within the village limits, are hereby declared highways of the village, and can not be altered or vacated, except on petition of the village council to the board of county commissioners of Ramsey county, and such action thereupon as is now provided by law in relation to county roads.

SEC. 12. All township roads within the village limits are hereby declared highways of the village, and can not be altered or vacated, except by the action of the village council, and in the manner prescribed by law for township roads, and said county of Ramsey shall not be responsible for the condition of any such roads, nor required to keep them in order, and shall not appropriate any money for the improvement thereof.

SEC. 13. All streets and avenues, when accepted by the council, shall conform in width to the present recorded plats thereof, and no such street or avenue shall be deemed legal until so declared by ordinance of the village council.

SEC. 14. No sidewalk shall be ordered laid by the village council unless petitioned for by property owners representing a majority of the property fronting on the street or block to be laid.

SEC. 15. This act is a public act, and need not be pleaded nor proven in any court of this State.

SEC. 16. This act to take effect and be in force from and after its passage.

Approved February 28, 1881.