

SEC. 2. That sections three (3) and four (4), of chapter six (6), of said act be amended so as to read respectively as follows:

SEC. 3. The said commissioners at such time as may be specified in said order shall view the premises in question, and shall hear such testimony as may be offered by any party interested, which testimony shall be reduced to writing by one (1) of their number, and either of said commissioners are authorized to administer oaths to witnesses.

SEC. 4. When the view and hearing aforesaid shall be completed, if said commissioners shall deem it necessary to take such premises or any portion thereof for the public use, they shall examine and report to the city council their estimate of the damages to be paid to the owner or owners of each parcel of property so proposed to be taken or used, or which may be damaged by the making of such improvements, and in so doing shall take into consideration the value of the property proposed to be taken, with such other damage as may be incidental thereto, and also the advantages and benefits which may accrue to such owner or owners by the making of such improvements, and make a report in detail of their doings to said city council.

SEC. 3. That chapter nine (9) of said act be amended by adding thereto the following:

SEC. 21. The common council shall have the power and authority by a majority vote of all the members elect of said council, to grant the right of way upon, over and through the public streets, highways, alleys or public grounds of said city, to any steam railway or horse railway company or corporation, upon such limitations and conditions as they may prescribe by ordinance.

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

Approved November 21, 1881.

CHAPTER 30.

AN ACT TO AMEND SECTION ONE (1), OF CHAPTER SIX (6), OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN (1877), ENTITLED: "AN ACT TO INCORPORATE THE VILLAGE OF BENSON, SWIFT COUNTY, MINNESOTA."

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

SECTION 1. That section one (1), of chapter six (6), of the special laws of one thousand eight hundred and seventy-seven (1877), be amended by striking out of said section one (1), the words commencing in the seventh (7th) line "and the northeast quarter of section No. seven (7)."

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

Approved November 21, 1881.