

CHAPTER 452

MUNICIPAL OWNERSHIP

452.01 DEFINITIONS.

Under its charter and under section 452.07 the city of Minneapolis may lease land lawfully acquired for the purposes of a river terminal but found thereafter to be unnecessary for use as part of the public terminal facilities and it appearing that the lease is adaptable to private use in aid of and ancillary to the public terminal without interference with efficient operation of the terminal. *Penn-O-Tex Oil Co. v City of Minneapolis*, 207 M 307, 291 NW 131.

452.02 CITIES MAY OWN AND OPERATE OR LEASE.

Notwithstanding the franchise granted by the city of Northfield, the city retains the right to acquire through the power of eminent domain. Before the gas plant can be acquired, the procedure outlined in the opinion must be followed. There is no law permitting purchase by council action alone. 1944 OAG 241, May 24, 1944 (624-C-10).

Due process in valuation of public utilities. 13 MLR 409.

Control of public utilities. 16 MLR 475.

452.08 ACQUISITION AND OPERATION.

The city of Minneapolis was not estopped from collecting the charges for water supplied to plaintiff's tenant even though the city failed to immediately shut off the water supply of the tenant upon his failure to pay. The city charter provides for recovery by the city against the owner of city water used upon the owner's premises. *Prudential Co. v City of Minneapolis*, 202 M 70, 277 NW 351.

Legal relations of city and state with reference to public utility regulation. 6 MLR 32, 141.

Going concern value of public service companies. 11 MLR 642.

Public utility's duty to serve without discrimination. 13 MLR 104.

452.18 INSPECTORS OF GAS, ELECTRIC LIGHT, HEAT AND WATER METERS.

Liability of gas company for injury caused by escaping gas. 17 MLR 518.