

State of Minnesota,  
County of Olmsted, ss  
City of Rochester.

I, C. D. Brown, Mayor and Chief Executive of the City of Rochester, Olmsted County, and State of Minnesota, do hereby certify that the Board of Freeholders in and for said City of Rochester, heretofore appointed by Honorable C. A. Gallagher, Judge of the Third Judicial District in the State of Minnesota, pursuant to law in such case made and provided, did on January 25th, 1921, deliver to me as Chief Executive officer of said City, the proposed amendment to the charter of said city, hereinafter stated, and that thereafter on March 8th, 1921, the said amendment was duly adopted and ratified by the qualified voters of said City, which said amendment is as follows:

"Amendment No. Two,

Amend Section 48 so as to read as follows:

Section 48. The City Treasurer shall immediately credit to the proper fund any money received and shall deposit it in the name of the City and to order of the City Treasurer, in a depository, if any, which shall have been designated by the Common Council; but he shall not deposit with any such depository an amount in excess of one-half ( $\frac{1}{2}$ ) of the penalty of the bond furnished by such depository. All interest that may accrue upon any such moneys shall be credited to the fund from which it shall arise."

I further certify that the Common Council of said City of Rochester submitted the above proposed amendment to the qualified voters of said city at the annual charter election held March 8th, 1921; that more than three-fifths of said voters voting at said election voted in favor of the adoption of said amendment and adopted and ratified said amendment. That the number of qualified voters present and voting at said election was 3845; That the number

2253

of said voters who voted in favor of the adoption of said amendment was 2318; as shown by the returns of said election as canvassed by said Common Council at a meeting thereof held on March 15th, 1921;

IN TESTIMONY WHEREOF, I have hereunto set my hand in duplicate and caused the said duplicates to be authenticated by the seal of the City of Rochester and attested by the City Clerk of said city, this 29th day of March, A.D. 1921.

*C. W. Brown*

Mayor of the City of Rochester.

Attest:

*A. F. Wright*

City Clerk.

2253

## Notice of Proposed Amendment to the Charter of the City of Breckenridge, Minnesota.

NOTICE IS HEREBY GIVEN THAT the following proposed amendment to the charter of the City of Breckenridge, Minnesota, will be submitted to the voters for ratification at a special election on 15th day of March, 1921, to-wit:

### AMENDMENT NO. 2

Section 1. The word "paving" as used herein, shall mean laying a pavement of any material on any street, or graveling the same, and shall include all work incidental to any such improvement, such as grading, and the construction of necessary gutters, curbs and storm sewers. The word "street" shall include the word "alley," and avenue.

When one or more property owners liable to be assessed therefor, shall so petition the council, the council by resolution shall, and without any such petition the council may direct notice to be given to the effect that it proposes to cause a certain street or streets or parts of any street or streets to be paved, and that a public hearing in respect to such proposed improvement will be had before the council at a time and place in the notice named. The notice shall be published in the official newspaper at least once in each week for two successive weeks, and it shall describe, in general terms, the streets proposed to be paved and the property probably liable to be assessed therefor. Additional notices may be given if the council shall so determine.

After such hearing, the council shall by resolution adopted by a majority vote, determine that such proposed paving shall be done in whole or in part or as then modified, it shall cause plans and specifications therefor, together with an estimate of the cost thereof, or more than one estimate of such cost on the basis of the use of alternative materials, to be made and filed with the Clerk, and shall proceed to award and enter into the contract for the doing of the work in the manner by Chapter X of the Charter provided, and to assess the cost thereof against the benefited property in the manner by Chapter XII Part II. of the Charter provided. Such assessments shall be payable in annual installments as near equal as may be, extending over such period, not exceeding twenty (20) years, as the council may by resolution determine. The provisions of Section 187 of the Charter shall govern and apply to the successive installments, but each installment after the first shall be payable with interest at the rate of six per cent per annum from the first day of January following the date of the confirmation of the assessment, and any owner of assessed property may at any time pay the whole of such assessment, or any annual installment thereof with interest to the time of such payment. The first installment shall be a lien on the property against which the assessment is levied, as of the date of the confirmation of the assessment, and the remaining installments on the successive annual anniversaries of this date. After a contract or contracts for the making of any such improvement shall have been entered into by the city, the expense incurred and to be incurred in its making shall be calculated under the direction of the council. The word "expense" shall mean and cover every item of cost of such improvement from its inception to its completion, and all fees and outlays of every sort and nature legally incurred or to be incurred in pursuance thereof, and in the calculation of such expense, there shall be taken into consideration the cost of the paving as fixed by such contract or contracts, or determinable therefrom, all other items of cost then determinable, and the estimated amount of items of cost not then exactly determinable, and the council shall thereupon by resolution declare the sum so calculated as the expense of such improvement. At any time after a contract or contracts have been entered into, the