

bonds shall be signed by the mayor, attested by the city clerk and countersigned by the city comptroller and shall be sealed with the seal of such city, except that the signatures to the coupons attached to such bonds, if any, may be lithographed thereon. None of said bonds shall be sold at less than their par value and accrued interest, and then only to the highest responsible bidder thereof.

Streets to be acquired.—Sec. 4. When any street of the character herein contemplated is acquired by any such city, it shall have the power and authority to exclude therefrom all street cars, street car tracks, poles, over-head wires, heavy teaming and heavily loaded vehicles. When the land for any such street is acquired by the city, the same may be opened, graded and improved by such city without the presentation to it of a petition from the owners of any adjoining or abutting property.

Sec. 5. All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 22, 1907.

CHAPTER 272—S. F. No. 687.

An Act relating to appropriations made by the Legislature of the State of Minnesota.

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

State Auditor to cancel all unexpended appropriations—proviso.—Section 1. It shall be the duty of the state auditor, at the close of each fiscal year, to cancel all unexpended appropriations, or balances of appropriations, which shall have remained undrawn for the period of one year after the expiration of the year during which they became available under the law; *provided*, that the governor, state treasurer and attorney general may continue such appropriations or balances in force, temporarily, on recommendation of the state auditor. *Provided further*, that nothing in this act contained shall be construed to interfere with or modify any law requiring the surplus in any fund or funds to be covered in the

state treasury, at the end of any fiscal year, or at any other specified time.

Official not to exceed appropriation in incurring indebtedness—penalty—exception.—Sec. 2. Whenever there has been an appropriation for any purpose whatsoever, it shall be unlawful for any state board or official to incur indebtedness on behalf of said board, official, or the State of Minnesota, in excess of the appropriation made for such purpose. It is hereby made unlawful for any state board or official to incur any indebtedness on behalf of said board, official, or the State of Minnesota, of any nature whatsoever, until after an appropriation therefor has been made by the legislature.

Any official violating the provisions of this act shall be deemed guilty of a misdemeanor, and the governor of the state is hereby authorized and empowered to remove any such official from office.

Provided, that in case of calamity or actions of the elements (such as fire, water, storms, etc.) such board or official may obtain the consent of the governor, the state auditor and the state treasurer, in writing, stating the special amount of expense that may be incurred and such expenditure shall be considered a valid claim against the State of Minnesota.

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

Approved April 20, 1907.

CHAPTER 273—S. F. No. 898.

An Act relating to the liability of towns and villages in cases where bonds have been heretofore issued, and the territory comprising the same has thereafter been divided.

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

Bonded indebtedness to be equally divided among divided towns.—Section 1. Whenever heretofore any town in this state has issued its bonds for any lawful purpose, and the proceeds thereof have been used for the benefit of such town as then constituted; and such town has thereafter been divided into one or more additional towns or villages, and one of said towns or villages has paid said bonds so issued with

1907 C 273
129-NW 382

907 C 273
3-M - 203