

430.02. **Proceedings for acquisition of lands.** Subdivision 6. **Percentage of damages and costs paid out of general funds.** The city council may, however, provide by the resolution appointing such commissioners, that a certain specified percentage, not exceeding thirty-three and one-third ($33\frac{1}{3}$) per cent, of the total damages and cost of improvements, shall in any case be payable out of the city's general fund, and in that case, the city's share *either* shall be added to the amount of the certificates to be issued and sold under Section 430.12, *or shall be provided by the issue of general obligation permanent improvement bonds*, and the city council shall from year to year levy a sufficient tax upon the taxable property of the city to pay the same, with interest. In such case, the amount provided to be paid out of the general funds shall not be assessed.

Section 2. Minnesota Statutes 1941, Section 430.13, is hereby amended to read as follows:

430.13. **Scope.** The provisions of this chapter shall apply to all cities of the first class.

The term city council shall be held to refer to the governing body of such cities, whether so-called or called common council or otherwise. *Any certificates or bonds that may be issued to finance an improvement shall be accounted a part of the bonded debt of the city. In calculating the net indebtedness of the city due to the issue of any such certificates or bonds there may be deducted from the gross debt of the city the amount of any such certificates or bonds that are payable wholly or partly from collections of special assessments levied on property benefited thereby including those which are the general obligations of the city issuing the same, if the city is entitled to reimbursement, in whole or in part, from the proceeds of special assessments levied upon property especially benefited by such improvements.*

Approved April 23, 1945.

CHAPTER 531—S. F. No. 763

An act relating to the municipal court in the City of Ely; amending Laws 1891, Chapter 59, Section 2, as amended by Laws 1915, Chapter 66.

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

Laws 1891, Chapter 59, Section 2 as amended by Laws 1915, Chapter 66, is amended to read as follows: