

CHAPTER 6—S. F. No. 1

[Not Coded]

An act relating to the acquisition and operation of nursing or convalescent homes by the Village of Tyler.

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

Section 1. **Tyler, Village of — nursing home.** The village council of the village of Tyler is authorized to establish a nursing or convalescent home and to operate, maintain, improve or reconstruct said nursing or convalescent home.

Sec. 2. This act shall become effective after its approval by a majority of the village council of the village of Tyler.

Approved February 6, 1959.

CHAPTER 7—H. F. No. 36

[Coded]

An act relating to the filling of vacancies among the associates and trustees of public cemetery associations organized under the laws of this state.

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

Section 1. [306.111] **Vacancies among associates; procedure for filling.** [Subdivision 1.] Any incorporated public cemetery association not having a capital stock, heretofore or hereafter organized under any law in this state, which has acquired a burial site and sold lots therein and a majority of the associates of the corporation are deceased or have for three years or more failed to act as such associates, may by a meeting of the lot owners in said cemetery fill the vacancies among the associates.

Sec. 2. [Subd. 2.] Any three or more lot owners in such cemetery may issue a notice signed by them that a meeting of the lot owners will be held at a time and place to be fixed by them and designated in the notice, in the county wherein the cemetery is situated, for the purpose of filling the vacancies among the associates. Such notice shall be published at least twice in a legal newspaper published in the county where the meeting is to be held, and the time of the meeting shall not be less than ten days after the second publication thereof.

Sec. 3. [Subd. 3.] At the time and place mentioned in the notice the meeting so called shall be held. Any owner of one or more lots in the cemetery may be present in person or by proxy and shall be entitled to one vote at that and all subsequent meetings of the lot owners. The meeting may be called to order by any lot owner and shall be organized by choosing in the usual manner a chairman and a secretary. The meeting shall thereupon proceed to fill the vacancies among the associates. The voting at such meeting shall be by viva voce, unless otherwise ordered by those present at the meeting. A majority of the lot owners voting at the meeting shall elect.

Sec. 4. [Subd. 4.] The chairman and the secretary of the meeting shall, within five days after the meeting is held, prepare a certificate, which shall set forth the existence of the facts mentioned in section 1 hereof. It shall further state that the meeting was held, giving the names of the chairman and the secretary and the names of the lot owners present and voting; but, if more than ten are so present and voting, the names of ten thereof shall be sufficient, but in such case the number of lot owners present and voting shall be stated. The certificate shall also give the names of the persons elected as associates and shall be recorded at length in the office of the register of deeds in and for the county in which such cemetery is located, and the certificate or the record thereof shall be prima facie evidence of all the facts stated therein and required to be so stated.

Sec. 5. [Subd. 5.] The associates elected at the meeting of the lot owners shall exercise all of the powers of associates as provided by law and the articles of incorporation of the association, and shall fill any vacancy then existing in the board of directors or trustees of the association.

Approved February 6, 1959.

CHAPTER 8—H. F. No. 63

[Not Coded]

An act authorizing the creation of hospital districts by the County of Roseau, the construction, equipment, acquisition, and operation of district hospitals, nursing homes, and board and care homes therein, and the issuance of bonds therefor; amending Laws 1957, Chapter 539, Sections 1, 2 and 3.

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