

member to his address as the same appears at such time on the books of the association; and when so deposited, postage prepaid, shall be deemed a legal and sufficient notice of any such meeting; and there shall be attached to and accompany such notice any proposed amendment or amendments to the articles of incorporation of any such association, and a statement of any officers to be elected at such meeting. Any amendment so proposed and of which such notice shall have been duly given may be adopted at such meeting by the vote of two-thirds of the stock represented and voting thereat. Any member of such association entitled to vote at such meeting may vote in person or by proxy; but no person shall be appointed such proxy who shall not reside in the same county where the stockholder so appointing him resides at the time of such appointment, except that stockholders residing outside of this state may appoint proxies residing in any county in this state; and no person shall be appointed proxy in any case who is at the time an officer, agent or employe of any such association; and no person shall hold proxies to exceed five hundred (500) votes for any such meeting.

Proposed amendments to articles.

Proxy votes, how regulated.

No officer to hold proxy votes.

Upon all questions to be voted upon at such meeting the vote shall be taken by calling the roll of persons entitled to vote thereat, with the number of votes which each is entitled to cast, and the votes shall be by written or printed ballot, the form for which may be prescribed by the board of directors.

Voting upon all questions to be by calling the roll.

SEC. 41. This act shall take effect and be in force from and after June first (1st), A. D. one thousand eight hundred and ninety-one (1891), and any and all acts or parts of acts inconsistent herewith are hereby repealed.

Approved April 23, 1891.

CHAPTER 132.

[S. F. No. 24.]

AN ACT TO AUTHORIZE THE LEASING, BY THE STATE LAND COMMISSIONER, OF THE LANDS BELONGING TO THE STATE SITUATED IN KANDIYOHI COUNTY, KNOWN AS THE STATE CAPITOL LANDS.

State lands in Kandiyohi county.

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

SECTION 1. That the state land commissioner of the state of Minnesota be and is hereby authorized to lease the lands belonging to the state, situated in Kandiyohi county, known as the state capitol lands, upon the terms and subject to the conditions hereinafter stated.

State land commissioner authorized to lease.

Minimum rate of lease and provision favoring actual settlers thereon.

SEC. 2. The said lands shall be leased, according to the government subdivisions thereof, to the highest bidder, in the same manner and under the same regulations, so far as applicable, prescribed by law for the sale of state school lands. No lands shall be rented at a less price than fifty (50) cents per acre for each year. All persons who had in good faith settled upon said lands on the first (1st) day of January, A. D. one thousand eight hundred and ninety-one (1891), shall be entitled to rent the same at the highest sum per acre bidden therefor; *Provided*, That no settler thereon shall be entitled to rent, by virtue of such settlement, more than one hundred and sixty (160) acres.

Term of lease, and renewal thereof.

SEC. 3. Said lease shall be made for a term of not less than five (5) or more than ten (10) years, in the discretion of said land commissioner, and any leaseholder shall have a right to a renewal of the same, at the expiration thereof, upon such terms as the legislature may hereafter prescribe, and if no such terms are hereafter provided, then upon the same terms as his original lease, and for such period as the said land commissioner shall prescribe, being not less than five (5) or more than ten (10) years.

Half-yearly rental to be paid in advance.

SEC. 4. Said lease shall be executed by the said land commissioner on behalf of the state, and by said applicant on his own behalf, and shall provide for half a year's rental being payable when said lease is made, and the second half year's rental being payable six (6) months thereafter, and the rental for the subsequent years being payable in semi-annual installments in advance; a default in the payment of said rental at the time the same is due, and a continuance of such default in payment for thirty (30) days thereafter, being sufficient ground for the termination of said lease by said land commissioner at his option. All payments of money for such rental shall be made to the state treasurer, and said treasurer shall annually transmit to the treasurer of the township in which any of such lands so leased may be situated, an amount equal to one-fourth ($\frac{1}{4}$) of all sums collected as rental for such lands so situated, within said township, during the preceding year. Which said sum shall be by said treasurer of said township placed to the credit of the road and bridge fund of said township. And said state treasurer shall in like manner transmit an amount equal to one-fourth ($\frac{1}{4}$) of all sums so collected to the treasurer of Kandiyohi county, to be by him placed to the credit of the revenue fund of said county. The balance of said rentals shall be placed by the state treasurer to the credit of the school fund of the state.

Default for thirty days may cancel lease.

Division of fund received for rental.

Covenants against waste.

SEC. 5. The said lease shall contain covenants against waste, a violation of which shall be sufficient ground for the termination of said lease, at any time, by said state land commissioner at his option.

SEC. 6. Said leaseholders shall have the right, when their said leases are terminated, either by expiration of the

term or by or through any other cause, to remove from said lands so leased by them any buildings or structures they may have erected during the term of their occupancy.

Removal of buildings may be made at termination of lease.

SEC. 7. Any lease made of said lands pursuant to the provisions of this act, may be terminated by either party thereto at any time, upon one (1) year's written notice. Any lessee desiring to terminate such lease shall serve such notice upon the state land commissioner. When the said commissioner shall desire to terminate any lease, he shall transmit a notice, as herein provided, to the sheriff of said county, who shall serve the same in the manner provided by law for the service of a summons in a civil action.

Termination of lease may be had by giving one year's notice.

SEC. 8. *Provided further*, That at any time before this act goes into effect the legislature shall have the power to provide for setting aside a tract of said land, not exceeding one section in extent, for the purpose of establishing a site for a state capitol, which said tract shall not be included or embraced within the terms of this act.

SEC. 9. This act shall take effect and be in force from and after the first (1st) day of September, one thousand eight hundred and ninety-one (1891).

Approved April 21, 1891.

CHAPTER 133.

[S. F. No. 777.]

AN ACT TO AMEND SECTION ONE (1) OF CHAPTER ONE HUNDRED AND THIRTY-NINE (139) OF THE GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-NINE (1889), ENTITLED "AN ACT TO FIX THE TIMES FOR HOLDING THE GENERAL TERMS OF THE DISTRICT COURT FOR THE SEVENTH (7TH) JUDICIAL DISTRICT."

Seventh judicial district, General Laws of 1889, amending Chap. 139 — terms of court.

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

SECTION 1. Section one (1) of Chapter one hundred and thirty-nine (139) of the General Laws of one thousand eight hundred and eighty-nine (1889) is hereby amended by striking out all that part of said section beginning with the words "In the county of Pope," and ending with the words "On the second (2d) day of such term," and inserting in lieu thereof the following, to-wit: "In the county of Pope, on the second (2d) Monday of October in each year;" *Provided*, That the jury, both grand and petit, required to appear at any term of said court in said county, shall be summoned to appear on the second (2d) day of such term.

In the county of Pope.

SEC. 2. This act shall take effect and be in force from and after July first (1st), 1891.

Approved April 17, 1891.