

Certificate to be
filed.

Record in book
of plat certifi-
cates.

him or them, as deeds are to be executed or acknowledged, wherein shall be set forth a full description of the lands actually covered and intended to be covered by said plat. If such certificate be made by a proprietor or proprietors of such town, city, addition or subdivision, the same shall also be sworn to by him or them as being correct in all respects. And such certificates, so executed, acknowledged and verified, shall be recorded at length by said register of deeds in a book by him provided for that purpose, entitled, "Book of plat certificates;" and said register of deeds shall, thereupon, note upon such plat and the copy thereof, filed in his office as aforesaid and referred to in such certificate and affidavit, the fact of filing such certificate, and the book and page where recorded; and he shall receive from the person offering said certificate for record the fees provided by law for similar services. And such certificate or the record thereof shall, together with such plat, be *prima facie* evidence, in all cases, as to lands covered by said plat.

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

Approved April 1, 1891.

CHAPTER 26.

[S. F. No. 409.]

Organization of
school districts.

AN ACT TO PROVIDE FOR THE ORGANIZATION OF SCHOOL DISTRICTS.

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

SECTION 1. Whenever it may be desired by residents and taxpayers of two or more school districts in this state to organize a new school district, they shall petition the board of county commissioners therefor, and such petition shall contain the following facts, to-wit.

Petition there-
for.

First—A correct description of the territory desired to be embraced in the proposed district.

Second—The number of persons residing in the proposed district.

Third—The number of children of school age residing therein.

Fourth—The school districts affected by the organization of the proposed district, the number of children of school age residing in each district so affected, and the number of such children which such organization would take from such districts respectively.

Fifth—Such petition shall be signed in writing by a majority of the freeholders residing in the portion proposed to be detached of each of the several districts to be affected

by such organization who are entitled to vote at school meetings in their respective school districts, and each person signing such petition shall acknowledge his or her signature before some person authorized by law to take acknowledgment.

SEC. 2. Upon the presentation of the petition provided in section one (1) of this act, the county commissioners shall appoint a time and place for a hearing upon it, and shall post one (1) notice thereof, setting forth the substance of the petition, and the time and place of such hearing, in some public place in each district to be affected by the organization of such district, and shall cause such notice to be published at least once in the legal newspaper printed and published in the same county, and such other newspapers printed and published in said county, not to exceed three (3), which shall be designated by said county commissioners, if any there be, and cause a copy thereof to be served upon the clerk of each district so affected, at least ten (10) days before the time appointed for such hearing. The posting of each notice shall be verified by the affidavit of the person posting the same, which said affidavit shall state the time and place of posting; and the serving of said copy of notice upon the clerk of each district shall be verified by the certificate of the county auditor, and the publication of such notice shall be verified by the publication of such paper or papers.

Action of county commissioners thereon.

SEC. 3. At the time and place so appointed for said hearing, the commissioners, having publicly read the petition, shall proceed to consider the same, and shall listen to argument by persons interested for or against the proposed organization. The hearing may be adjourned from time to time, in the discretion of the commissioners; and at the conclusion thereof the board of commissioners shall cause their decision to be entered upon their records, which shall be in the form of an order particularly describing the district thus formed, the number by which it shall be known, signed by the chairman, and attested by the auditor, who shall, if the action of the commissioners be affirmative, cause a copy thereof to be filed with or addressed by mail to the clerk of each district affected. The decision of the said board when so recorded shall be final.

Hearing upon the petition.

SEC. 4. When the territory embraced in the proposed districts consists of parts of two or more counties, the petition shall be in duplicate, or more, as the case may be, and one presented to the board of commissioners of each of said counties, who shall severally proceed to hear the petition in the manner directed; and it shall be requisite to the organization of such district in such case that the action of each of such boards be in the affirmative.

When district is in two or more counties.

The provisions of section two (2) of this act shall be, in such case, in all things observed.

SEC. 5. Any school district organized under the provisions of this act may include any contiguous territory, whether the same be included in a special, independent or common school district.

Limit as to including school buildings of an existing district.

SEC. 6. No new district, organized under the provisions of this act, shall be so formed as to include the school buildings of any existing district; nor shall any of the territory incorporated into such new district be thereby relieved of any obligation to which it was subject prior to the formation of such new district as part of another district; and where a district from which any portion of such new district shall be detached was prior thereto bonded for school purposes, the real estate embraced in the territory so detached shall be taxed for the payment of such bonds and the interest thereon in the same manner as if such territory had not been so detached. No school district shall hereafter be organized in this state otherwise than in accordance with the provisions of this act.

School districts to be hereafter organized in accordance.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved April 21, 1891.

CHAPTER 27.

[H. F. No. 127.]

Mutual building associations.

AN ACT TO PROVIDE FOR THE REGULATION AND SUPERVISION OF MUTUAL BUILDING ASSOCIATIONS IN THE STATE OF MINNESOTA.

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

Under control of public examiner.

SECTION 1. To insure the thorough supervision of the affairs and the safety of the funds of mutual building associations in this state, every officer of any such association is hereby made subject to the same duties and penalties made applicable to the officers of public institutions of this state by an act of the legislature of this state, approved March twelve (12), one thousand eight hundred and seventy-eight (1878), entitled "An act to provide for the appointment and to prescribe the duties of a public examiner for the state of Minnesota," and also the acts of said legislature amendatory thereof; and the public examiner of this state is hereby given the same powers and jurisdiction, and there is hereby imposed upon him the same duties relative to mutual building associations or societies as are now imposed upon and granted to the public examiner of this state relative to the several public institutions of this state;