

SEC. 7. Any person practicing midwifery in this state without first complying with the provisions of this act shall be punished by a fine of not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00), or by imprisonment in the county jail for a period of not less than ten (10) nor more than thirty (30) days.

Penalty for non-compliance.

SEC. 8. All acts or parts of acts herewith are hereby repealed. This act shall take effect from and after its passage.

Approved April 20, 1891.

## CHAPTER 31.

[H. F. No. 491.]

AN ACT TO CREATE A FUNDING COMMISSION TO REDEEM AND REFUND THE MINNESOTA STATE RAILROAD ADJUSTMENT BONDS, AND TO AUTHORIZE THE TRANSFER OF INTERNAL IMPROVEMENT LAND CONTRACTS AND THE ISSUE OF NEW BONDS, AND AUTHORIZING A TAX FOR THE PURPOSE OF REDEEMING SUCH NEW BONDS.

Funding state railroad adjustment bonds.

WHEREAS, Chapter one hundred and two (102) of the General Laws of the state of Minnesota for the year one thousand eight hundred and eighty-one (1881), as amended by Chapter one (1) of the General Laws of said state for the year one thousand eight hundred and eighty-one (1881), extra session, provided for the adjustment of certain alleged claims against the state of Minnesota, and for the issue of the bonds of said state in payment of such alleged claims, said bonds to be known and styled "Minnesota state railroad adjustment bonds," to bear interest at the rate of four and one half (4½) per cent per annum, and to mature in thirty (30) years from July first (1st), one thousand eight hundred and eighty-one (1881), subject to the right of the state to redeem them after ten (10) years from said July first (1st), one thousand eight hundred and eighty-one (1881); and

WHEREAS, The state will have a right to redeem said bonds on the first (1st) day of July, one thousand eight hundred and ninety-one (1891); and

Citing right to redeem in 1891.

WHEREAS, Chapter one hundred and four (104) of the General Laws of the state of Minnesota for the year one thousand eight hundred and eighty-one (1881), as amended by Chapter two (2) of the General Laws of said state for the year one thousand eight hundred and eighty-one (1881), extra session, provided for the creation of a sinking fund from the sale of internal improvement land, and for the

Provision for sinking fund cited.

application of the principal and interest derived from said sales in the payment and liquidation of the said Minnesota state railroad adjustment bonds; therefore

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

Funding com-  
mission.

SECTION 1. The governor, auditor and treasurer of the state of Minnesota are hereby constituted a funding commission for the purposes hereinafter specifically set forth.

Exchange of all  
internal im-  
provement land  
contracts for  
bonds held by  
permanent  
school fund.

SEC. 2. The said commission shall, immediately after the first (1st) day of July, A. D. one thousand eight hundred and ninety-one (1891), cause a transfer to be made on the records of the state land commissioner of all internal improvement land contracts to the permanent school fund of the state, amounting in the aggregate to about one million eight hundred thousand (1,800,000) dollars, such transfers to be made by stamping opposite each tract or lot so transferred the following words: "Permanent school fund." Such transfer shall have the effect to permanently set apart such lot or tract, and all moneys, principal or interest, that shall be paid in on account of said tract or lot to the school fund of the state, as completely and irrevocably as are the school lands of the state; and thereafter there shall apply to the lands so transferred the same constitutional and legislative restrictions and obligations as now apply to the school lands of the state.

SEC. 3. The said funding commission shall also at the same time transfer and set over to the permanent school fund all bonds now held in the internal improvement land fund by stamping on said bonds the following words: "Minnesota school fund bonds."

Bonds so ex-  
changed to be  
canceled.

SEC. 4. The transfer of the land contracts and bonds as above provided shall have the effect and operate as a cancellation of a like amount in value of the Minnesota state railroad adjustment bonds now held by the permanent school fund. And it shall be the further duty of the said funding commission to destroy, by burning, the bonds so canceled, first making a record of each bond so destroyed, which record shall note the date of such destruction, together with the denomination and number of each bond, which record shall be duly attested and officially signed by each member of said funding commission.

Provision to  
transfer land  
contracts to the  
university fund  
in exchange for  
bonds.

SEC. 5. The funding commission shall also, at any time after January first (1st), one thousand eight hundred and ninety-two (1892), and from time to time thereafter, whenever there shall be internal improvement land contracts to the amount of twenty-five thousand dollars (\$25,000) on record in the office of the commissioner of the state land office, transfer said contract to the university fund by stamping opposite each tract or lot so transferred the following words: "Permanent university fund," which transfer shall have the effect of permanently transferring said tracts or lots to the permanent university fund, together with all subsequent payments of principal or interest

which shall become due and be paid on account of such tracts or lots. It shall be the duty of the said funding commission to cancel and destroy, by burning, as provided by section four (4) of this act, of an equivalent amount in value of the Minnesota state railroad adjustment bonds, now held and carried by the permanent university fund.

SEC. 6. After making the transfers above provided for there will still remain outstanding of the Minnesota state railroad adjustment bonds an amount aggregating nearly one million six hundred thousand dollars (\$1,600,000). Authority, therefore, is hereby given to the funding commission, if in their judgment the interests of the state will be subserved thereby, to call in all outstanding Minnesota state railroad adjustment bonds, except the bonds now held by the permanent university fund, by giving the notice stipulated and required by said adjustment bonds, and issuing in lieu thereof an equivalent amount of new bonds, to be known and styled "Minnesota state funding bonds," which shall mature and be payable on July first (1st), A. D. one thousand nine hundred and twenty-one (1921). The principal and interest shall be payable in the city of New York, the interest to be payable semi-annually. The state, however, expressly reserves the right to call in bonds to an amount not exceeding one hundred and fifty thousand dollars (\$150,000) in any one (1) year after five (5) years from the date of issue of said bonds; the bonds so called in to be designated by lot, and not in the numerical order of issue.

Remainder to be refunded by new thirty-year bonds.

Bonds may be called in after five years.

SEC. 7. The bonds so issued shall be signed by the governor and secretary of state and countersigned by the state auditor.

SEC. 8. It shall be the duty of the state auditor to levy a tax of one-tenth (1-10) of a mill on all the taxable property of the state, commencing in the year one thousand eight hundred and ninety-two (1892), and annually thereafter until all of the bonds so issued shall have been redeemed. Such tax shall be designated as the "funding tax," which shall be used and applied for no purpose whatever except for the payment of the principal and interest of said funding bonds.

Annual tax levy for payment of bonds.

SEC. 9. In making the transfers of the internal improvement land contracts provided for by this act, the funding commission may draw from either the permanent school fund or from the permanent university fund cash sufficient to make fractional adjustments.

SEC. 10. The funding commission shall provide the form of bond to be issued, and there is hereby appropriated from the revenue fund of the state the sum of five hundred dollars (\$500), or so much thereof as may be necessary for the purpose of carrying into effect the provisions of this act.

Appropriation for expenses.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved April 20, 1891.