

SEC. 2. In determining at any time to what counties this act shall apply reference shall be had to the United States census then last taken, and the population of any county as ascertained thereby shall govern.

Last U. S. census.

SEC. 3. All acts and parts of acts inconsistent herewith are hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved April 15th, 1895.

95 C 297 95 C 297  
97 - 150 74-M 28  
69-M - 297  
72-NW 124  
76-NW 031

CHAPTER 297.

H. F. No. 345.

*An act to provide manner of bonding counties by submitting same to vote of electors for the purposes of raising moneys to fund floating indebtedness to provide poor farm, roads and bridges.*

Bonding county indebtedness. 95 c 297  
03 - 21

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

SECTION 1. Whenever the county commissioners of any county in this state shall deem it necessary and for the best interest of the inhabitants thereof to issue the bond of their county for any of the following named purposes, to-wit:

To be submitted to the people.

To fund the floating indebtedness of the county, to purchase or improve poor farm or poor house or for constructing or repairing roads or bridges, such commissioners may cause to be submitted a proposition for issuing a stated amount of bonds of their county to a vote of the electors at any general or special election or the annual town meeting by serving or causing to be served upon each of the town clerks or other officers within each election precinct, whose duty it is to give notice of election or town meetings prior to the time required by law for the giving of such notices, a request signed by the chairman of the county board and attested by the county auditor and sealed with the seal of his office, which request shall specify the amount of bonds proposed to be voted for what purpose, and the rate of interest, and said notice of request shall be served personally or by enclosing copy of same in a letter directed to such officers at their place of receiving mail, and duly registering the same, that said town clerk or other officers at the time of giving notice of election or town meeting shall include in such notice the matter of submitting to the voters the question of issuing bonds, specifying therein the amount proposed to be voted for what purposes and rate of interest,

but the failure of any town clerk or other officer to give notice as hereinbefore provided shall not invalidate such election.

*Provided* that in counties not organized into towns, or only partially organized into towns, such proposition may be submitted at any general election or it may be submitted at any special election called for that purpose, and the board of county commissioners of any such county not organized into towns, or only partially organized into towns may call a special election for such purpose by resolution duly adopted and fixing by said resolution the time of such special election and providing that ten (10) days' notice be given of holding such special election.

Such special election shall be conducted as provided by law for general elections.

Form of ballot.

SEC. 2. In voting upon such proposition those in favor of issue of bonds shall have written or printed or partly written and partly printed on the ballots used the words "For issue of bonds" and those voting against the same the words "Against the issue of bonds" except that when said proposition is submitted to the voters at a general election there shall be, printed on the blue ballots used in said county the words "Issue of bonds" Yes,—No, and each elector voting on said proposition shall make a cross mark thus (X) in one of the two (2) spaces left for the purpose upon the margin of the ballot used as provided in section twenty-eight (28) of chapter four (4), General Laws of eighteen hundred and ninety-three (1893).

How to vote.

The elector desiring to vote in favor of issuing bonds shall make a cross mark, thus (X) in the space left opposite the word "Yes" and the elector desiring to vote against the issuing of bonds shall make a cross mark, thus (X) in the space so left opposite the word "No" and no ballot shall be counted on said question except those having said cross mark (X) opposite one only of said words "Yes" "No."

Canvassing vote.

That the voting shall be conducted in the same manner as provided by law for election of town officers, except in villages or cities and those shall be conducted as such village and city elections are conducted, and the vote shall be counted, returned and canvassed in the manner as votes cast for county officers, and if upon such canvass it appears that a majority of all the votes cast on said proposition shall be in favor of issuing bonds, the same shall be issued in accordance with the provisions of this act, but not otherwise.

Terms of bond.

SEC. 3. Bonds shall not be issued by the authority of this act, which in the aggregate shall exceed two (2)

per cent of the taxable property valuation of the county as shown by the last preceding tax list, and such bonds shall not bear interest at a rate higher than five (5) per cent per annum, nor shall bonds be made payable in such sums and at such times, as to require a tax levy of more than one (1) mill upon the dollar of taxable property in any one year, to meet the payment of principal and interest when the same comes due.

SEC. 4. The interest on said bonds shall be payable semi-annually at such place as the said board of county commissioners may direct, and the denominations of said bonds shall be in such amount and payable at such time or times as the county commissioners may direct, not less than three (3) years, nor more than twenty (20) years from date of issue. Same.

SEC. 5. The proper authorities of the county bonded, shall annually levy and collect, in the same manner as other county taxes are levied and collected, in addition to all other taxes, an amount sufficient to pay the interest accruing upon said bonds, and the said bonds as they shall mature. Taxing to pay.

SEC. 6. The bonds issued under the provisions of this act shall be signed by the chairman of the board of county commissioners and countersigned by the auditor of the county, and have attached thereto the seal of the county auditor; and said bonds shall have interest coupons attached thereto which coupons shall be signed by the chairman of said board and countersigned by the auditor aforesaid, and the said auditor shall keep a record of all bonds issued under the provisions of this act, giving numbers, dates and amounts, to whom issued and when payable. How executed.

SEC. 7. The said board of county commissioners shall negotiate said bonds as in their judgment shall be for the best interests of the county *provided* that said bonds shall not be negotiated for less than par value. How negotiated.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved April 5th, 1895.