

SECTION 1. That subdivision sixth of chapter 84, Amendment. general laws of eighteen hundred ninety-three (1893), being subdivision sixth of section 4284, general statutes 1894, be and the same is hereby amended so as to read as follows:

Sixth—Any incorporated city or village in the state of Minnesota now or hereafter organized is authorized to receive by gift, grant, devise or bequest and take charge of any money, stocks, bonds, personal, real or mixed estates, choses in action and property of any kind whatever, and to invest, reinvest and loan the same for the benefit of any public library association, public hospital association, or other charitable institution or association, in such city or village, and any public cemetery association located within ten miles of the corporate limits of any such city or village free from taxation, and administer the same in accordance with the will of the testator or the grant of the grantor of the estate. The district court of the state of Minnesota shall have the power in respect to such trust, estate and trustees as are conferred on the said court by this chapter in respect to other trusts.

Provided, however, that nothing in this chapter or in any law of this state contained shall be construed as preventing the creation of any trusts in writing, to endure for a period not longer than the life or lives of specified persons in being at the time of its creation and for twenty-one (21) years after the death of the survivor of such persons, such writing to fully set forth the nature and term of the trust; but all such trusts are hereby authorized and allowed; *provided, further*, that any and all trusts that do not permit the free alienation of the legal estate by the trustee, so that, when so alienated, it shall be discharged from all trusts, shall be deemed and construed as heretofore and shall not be authorized by the provisions of this act. Provisions.

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

Approved March 20, 1897.

CHAPTER 61.

S. F. No. 440

An act to amend section 1045 of the general statutes 1894, relating to organization of cities. Organization of cities.

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

Amendment.

SECTION 1. That section ten hundred forty-five (1045), general statutes eighteen hundred ninety-four, be and the same is hereby amended so as to read as follows:

When $\frac{2}{3}$ of legal voters in territory containing not less than 1,000 nor more than 15,000 inhabitants shall petition, the judge of probate shall issue order declaring such incorporation, and order election of officers.

Sec. 1045. That cities may be organized within the limits of this state as herein provided. Whenever two-thirds (2-3) of the legal voters residing within the limits of a territory comprising not less than one thousand and inhabitants, and not more than fifteen thousand, whether all or part of such territory had been theretofore organized into a borough or village or not, and which territory they desire to have incorporated as a city, shall sign and have presented to the judge of probate of the county in which such territory is situated, a petition setting forth the metes and bounds of said city, and of the several wards thereof, and praying that said city may be incorporated under such name as may therein be designated, the judge of probate shall issue an order declaring such territory duly incorporated as a city, and shall designate therein the metes, bounds, wards and name thereof, as in said petition described. And the said judge of probate shall in said order designate the time and place of holding the first election of officers for said city, which shall be not less than thirty nor more than sixty days from the presenting of said petition, and shall cause said order to be posted in five of the most public places in said city, at least for thirty days prior to the day of such election, and also cause the same to be published in some newspaper published in said city, at least once in each week for three consecutive weeks prior thereto, and if there be no newspaper published in said city, then in the paper published nearest thereto, and if there be more than one newspaper published in said city, then in one of such papers. Upon presenting the petition aforesaid to the judge of probate as aforesaid, the inhabitants within the metes and bounds therein described shall thenceforth be a body politic and corporate, subject to, and with power to act under the authority of, all the provisions of this act.

Powers granted.

They shall have power to sue and be sued, complain and defend in any court; make and use a common seal, and alter it at pleasure; and take, hold and purchase, lease and convey such real and personal or mixed estate as the purposes of the corporation may require, within or without the limits aforesaid; shall be capable of contracting and being contracted with; and shall have the general powers possessed by municipal corporations at common law, and in addition thereto, shall possess the powers hereinafter specifically granted; and the authorities thereof shall have perpetual succession.

And in case the territory included in any city which shall be hereafter formed and established under the provisions of this act, shall include the territory embraced in any village or borough corporation, such village or borough corporation shall upon the establishment of such city corporation cease; and such city corporation shall thereupon succeed to and become vested with, the owners of all the property, real, personal and mixed, which belonged to or was owned by such village or borough corporation at the time when the same ceased to exist; and such city corporation shall also thereupon become and be liable and responsible for all the debts, obligations and liabilities then existing against such village or borough corporation, for any cause or consideration whatever, in the same manner and to the same extent as if such debts, obligations or liabilities had been originally contracted or incurred by such city corporation.

If territory comprise any village, such corporation ceases.

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

Approved March 20, 1897.

CHAPTER 62.

S. F. No. 134.

An act to amend sections 61 and 62 of chapter 175 of the general laws of Minnesota for the year 1895, relating to title insurance companies.

Title insurance.

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

SECTION 1. That section sixty-two (62) of chapter one seventy-five (175), of the general laws of Minnesota for the year eighteen hundred ninety-five (1895), be and the same is hereby amended so as to read as follows:

Amendment to law of 1895.

Sec. 62. Any corporation heretofore organized under or confirmed by the provisions of chapter one thirty-five (135), of the general laws of eighteen hundred eighty-seven (1887), and which has complied or shall hereafter comply with the provisions of chapter one hundred seven (107), of the general laws of eighteen hundred eighty-three (1883), as amended by chapter three (3) of the general laws of eighteen hundred eighty-five (1885), shall be entitled to all the rights, privileges and franchises by said act conferred, and section sixty-one (61) of this act shall not apply to any such corporation so complying with the provisions of said acts of eighteen hundred eighty-three (1883) and eigh-