

not to exceed the sum of two dollars and fifty cents (\$2.50) per day for the time actually employed in the performance of his duties.

SEC. 4. That chapter 256 of the General Laws for 1901 and chapter 109 of the General Laws for 1903, and all acts and parts of acts inconsistent herewith are hereby repealed.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved April 12, 1905.

S. F. No. 248.

CHAPTER 152.

Legalizing
floating in-
debtedness.

An act to legalize certain floating indebtedness of cities of ten thousand (10,000) inhabitants or less, and to authorize the issue of bonds with which to pay the same.

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

SECTION 1. Any and all orders heretofore issued by any city in this state of ten thousand (10,000) inhabitants or less for the following purposes, or either thereof to-wit: in payment of interest on the indebtedness of the city; in payment of the current expenses of the city, when incurred in pursuance of the charter or ordinances of the city; in payment of work and labor performed upon streets and highways in pursuance of its charter and materials used in the performance of said work; in payment of salaries of officers and policemen due under the provisions of the charter, ordinances or resolutions of the city council; in payment of fees to attorneys for services performed in actions brought by or against the city; in payment of necessary expenses incurred in support of the poor and in payment of expenses incurred under the orders and directions of the state or local board of health, which orders are still outstanding and unpaid, are hereby validated and declared to be lawful floating indebtedness of such city, as of the date of their issue.

Cities may
issue bonds.

SEC. 2. Such city shall provide for the payment of such orders and for such purpose may issue its bonds for such an amount as may be necessary, which bonds shall bear interest at a rate to be determined by the city council of such city, not to exceed the rate of six per cent per annum, payable annually, and shall mature at such time as shall be determined by the city council of such city

not to exceed ten years from the date of their issue. *Provided, however, that no bonds shall be issued pursuant to the provisions of this act unless duly authorized by the voters of such city at the annual election or at a special election held for that purpose by resolution of the city council, passed by a majority vote, and conducted in the manner prescribed for municipal elections in such cities; the notices of election shall contain a statement of the amounts and purposes for which such bonds are proposed to be issued, with the date of their maturity and the rate of interest they shall bear.*

The ballot to be voted at such election may read as follows: Form of
ballot.

"In favor of issuing bonds in the sum of ——— dollars, bearing interest at the rate of ——— per cent per annum, maturing ——— years after date thereof, pursuant to resolution of the city council passed on the ——— day of ———, 19—. Yes.... No...."

The voters voting in favor of such proposition shall mark a cross (X) opposite the word "Yes" and those against such proposition shall mark a cross (X) opposite the word "No" on said ballot in a space provided for that purpose. If a majority of all the votes cast at such election be in favor of issuing the kind and amount of bonds designated in the ballot the city voting in favor thereof, through its proper officers without further act is authorized to issue such bonds to the amount voted and to sell the same in such manner as the city council may deem advisable, but such bonds shall not be sold for less than their par value, and the proceeds arising from the sale thereof shall be applied for the payment of such orders of the city, not represented by its prior bonds.

Majority
vote.

SEC. 3. The right to issue bonds under this act shall not be affected by the amount of the indebtedness of any such city outstanding at the time of the issuing of bonds hereunder.

SEC. 4. This act shall take effect and be in force from and after its passage: *provided*, that nothing in this act shall be construed to affect the validity of any such orders which are the subject of litigation in any suit or suits now pending.

Approved April 12, 1905.