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## CHAPTER 199—S. F. No. 67.

*An Act to amend section 756 of the Revised Laws, 1905, relating to amendments to charters of villages and cities.*

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

**Proposal to be published for at least 30 days.**—Section 1. That section 756 of the Revised Laws, 1905, relating to amendments to charters of cities and villages be and the same is hereby amended so as to read as follows :

“Sec. 756. Amendments—The board of freeholders may propose amendments to such charter, and shall do so upon the petition of five per cent of the voters of the city, setting forth in substance the amendment desired. Amendments shall be submitted as in the case of the original charter, and the proposal shall be published for at least thirty days in three newspapers of general circulation in such city. The form of ballot and mode of voting shall be similar to those used upon the adoption of such charter, the general nature of each amendment being briefly indicated. If three-fifths of those lawfully voting at such election shall declare in favor of any amendment so proposed, the same shall be certified, deposited and recorded, and shall take effect, as in the case of the original charter; *provided* that, if it be proposed that any amendment shall take effect at a specified time, it shall take effect as proposed.”

Sec. 2. Chapter 253 of the General Laws of Minnesota for 1905 be and the same hereby is repealed.

Approved April 15, 1907.

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CHAPTER 200—S. F. No. 81.

*An Act to amend section 4339 of the Revised Laws 1905, relating to costs in actions for labor.*

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

**Costs to be allowed plaintiff.**—Section 1. That section 4339 of the Revised Laws of 1905 be and the same is hereby amended to read as follows :

“4339. Whenever any person having employed another to perform any labor or service, shall neglect or refuse for

thirty days after the same is due and payment demanded to pay the agreed price, or the reasonable value if there be no agreement, and the same shall be recovered by action, there shall be allowed to the plaintiff, and included in his judgment, in addition to his disbursements allowed by law, five dollars costs if the judgment be recovered in a justice court and a like sum if the judgment be recovered in a municipal court where no statutory costs are now allowed in such municipal court in such action, and double costs in all other actions wherein costs are recoverable or on appeal."

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

Approved April 15, 1907.

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#### CHAPTER 201—S. F. No. 110.

*An Act to require an annual apportionment and account of surplus of life insurance companies as to policies heretofore issued.*

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

**Mutual life insurance companies to annually apportion surplus.**—Section 1. Every life insurance company doing business in this state conducted on the mutual plan or in which policy holders are entitled to share in the profits or surplus shall, on all policies of life insurance heretofore issued, under the conditions of which the distribution of surplus is deferred to a fixed or specified time, and contingent upon the policy being in force and the insured living at that time, annually ascertain the amount of surplus to which all such policies as a separate class are entitled, and shall annually apportion to such policies as a class the amount of surplus so ascertained, and carry the amount of such apportioned surplus, plus the actual interest earnings and accretions of such fund, as a distinct and separate liability to such class of policies on and for which the same was accumulated, and no company or any of its officers shall be permitted to use any part of such apportioned surplus fund for any purpose whatsoever other than for the express purpose for which the same was accumulated.