

CHAPTER 164.—H. F. No. 512.

An Act to amend Section 3049, of the Revised Laws of 1905, relating to local building and loan associations.

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

Building and loan associations may enlarge territory.—Section 1. Section 3049, of the Revised Laws of 1905, is amended to read as follows:

Section 3049. Limits of operations.—Every such corporation hereinafter formed, by provision in its certificate of incorporation or by-laws, within six (6) months after the Revised Laws take effect, shall confine its field of operation exclusively to the county of its principal place of business and those immediately contiguous thereto, and upon failure so to do shall, without any other act or proceeding, forfeit all corporate rights and franchises, except to close its affairs.

Provided, that any association now incorporated may enlarge its territory by making application to the public examiner, specifying the added counties in which it desires to do business, and on receiving the approval of the public examiner shall be duly authorized to do business in those counties, which shall not exceed five (5) in number.

Approved April 8, 1909.

CHAPTER 165.—H. F. No. 575.

An Act relating to Cemetery Associations and authorizing the reorganization of such Associations in certain cases.

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

Cemetery associations may reorganize.—Section 1. Any cemetery association not having a capital stock, heretofore or hereafter organized under any law in this state, which has acquired a burial site and sold lots therein, and the managing officers of which are all deceased or moved from the county in which said burial site is situated, or have for three (3) years or more failed to act as such officers, may reorganize in the following manner:

Lot owners to call a meeting.—Sec. 2. Any three (3) lot owners in said cemetery may issue a notice, signed by them, that a meeting will be held at a time and place to be fixed by them and designated in said notice, in the said town or village nearest to said cemetery site, for the purpose of reorganizing said association. Such notice shall be published at least twice in a

legal newspaper published in the city in which said meeting is to be held, and the time of said meeting shall not be less than ten (10) days after the second publication thereof.

Organization.—Sec. 3. At the time and place mentioned in said notice the meeting so called shall be held. Any owner of one or more lots in said cemetery may be present in person or by proxy and shall be entitled to one vote at said and all subsequent meetings of the association. The meeting may be called to order by any lot owner and shall be organized by choosing in the usual manner a chairman and secretary. The said meeting shall thereupon proceed to elect a president, secretary, treasurer and three (3) trustees. The officers so elected shall hold their offices until the next succeeding annual meeting of said association and until their successors are elected and have qualified. The voting at such meeting shall be by viva voce, unless otherwise ordered by those present at the meeting. A majority shall elect.

Certificate to be prepared.—Sec. 4. The chairman and secretary of said meeting shall within five (5) days after said meeting is held prepare a certificate which shall set forth the existence of the facts mentioned in section one (1) of this act. It shall further state that said meeting was held, giving the names of the chairman and secretary and the names of the lot owners present and voting, but if more than ten (10) are so present and voting, the names of ten (10) thereof shall be sufficient, but in such case the number of lot owners present and voting shall be stated. Said certificates shall also give the names of the persons elected as such trustees and other officers at such meeting and shall be recorded at length in the office of the register of deeds in and for the county in which such cemetery is located, and said certificate or the record thereof shall be prima facie evidence of all the facts stated therein and required to be so stated.

New officers to have power to issue deeds of conveyance.—Sec. 5. The officers so elected at such meeting shall as soon as said certificate is recorded, as provided in section 4 of this act, have power to convey and execute deeds for lots in said cemetery for cemetery purposes, and shall have the same powers and duties and be subject to the same rights and liabilities as they would be had they been elected in the manner originally provided by the law under which said association was organized or pursuant to the articles or by-laws thereof, and thereafter all meetings shall be held and all affairs of said association shall be conducted in the manner provided by law and under the original articles of incorporation of said association.

Approved April 8, 1909.