

CHAPTER 30.—H. F. No. 56.

An Act to amend Section 937 Revised Laws of 1905, as amended by Section 2 of Chapter 430 of the General Laws of Minnesota for 1907 relating to sales of land for taxes.

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

County board and tax commission to fix minimum value of land to be sold for taxes.—Section 1. That Section 937 Revised Laws of 1905, as amended by Section 2 of Chapter 430 General Laws of Minnesota for 1907, is hereby amended so that said section 937 shall hereafter be and read as follows :

Section 937. Such sale shall be conducted by the county auditor in such manner as shall be directed by the state auditor. Each parcel shall be sold to the highest cash bidder therefor but not for a less sum than the aggregate taxes, penalties, interest and costs charged against it, unless the cash value thereof fairly determined by the county board and approved by the Minnesota tax commission shall be less than such aggregate, in which case the value so fixed and approved shall be the minimum price for which such property may be sold. *Provided* that all parcels bid in for the state for taxes for the year 1905 or prior years may be disposed of for one-half of the total taxes as originally assessed.

The purchaser shall forthwith pay the amount of his bid to the county treasurer, and the officer conducting the sale shall give to him a certificate in a form prescribed by the attorney general, in which shall be set forth the name of the purchaser, a description of the land sold, the price paid and the date and place of the sale. The auditor and treasurer of the county shall attend such sale, the former to make a record of all sales thereat, and the latter to receive all moneys paid on account thereof.

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

Approved March 18, 1911.

CHAPTER 31.—H. F. No. 80.

An Act to provide for the separation from villages of agricultural and vacant lands and the annexation thereof to townships in certain cases.

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

Detachment of agricultural lands from villages.—Section 1. In all cases where a tract or tracts of land situate in any vil-

lage, either vacant or used solely for agricultural purposes, and chiefly valuable for such, and which may be detached from such village without unreasonably affecting the symmetry of such village, and where such land is so situate as to be inconvenient of access from or to such village and so conditioned that it is not proper to be subjected to village government or necessary for the reasonable exercise of the police or other powers or functions of such village, and where if detached from such village such land would be entirely separated by the village from the township from which such village was formed and is only contiguous to some other township in the county where situate and is so conditioned as to be easy of access to any such town and proper to be subjected to township government and to become a part of any such town, then and in such case such land may be detached from any such village and annexed to such township upon the petition of a majority of the legal voters of such village and of the township to which it is desired to be annexed in the manner following:

Procedure—Petition to county board—Hearing.—Sec. 2.

A majority of the legal voters of every such village and township may petition the county board of the county in which such village and township are situate for an order detaching such land from such village and annexing the same to such township. Upon the filing of said petition in the office of the county auditor of the county, the county board thereof shall at their next meeting thereafter fix a time and place for the hearing of such petition, which time shall not be less than thirty (30) days thereafter and shall direct a notice of such hearing to be issued and signed by the county auditor of such county on behalf of such board, which notice shall describe the tract or tracts of land sought to be detached and annexed, the number of petitioners signing the same resident within such village and such township, and the time and place of such hearing, which said notice said petitioners shall cause to be served upon the president of the village council of such village or the recorder thereof and upon the chairman of the town board or the town clerk thereof, at least twenty (20) days before the day of hearing, and shall also cause notice of such hearing to be given by posting three copies of such notice in three of the most public places in each such village and such township, or in lieu of so posting said notices the same may be published in a newspaper published in said county in which the official proceedings of the county board are published, for two successive weeks, once in each week.

County board to issue order detaching.—Sec. 3. On the hearing of such petition, at the time and place so fixed or any adjourned day, if the county board shall find that a majority of the legal voters of both such village and such township have

signed such petition and that the facts and conditions set forth in section 1 hereof, as to said lands and the situation and condition thereof, are true, and that it is for the best interests of said village and said township and the owners of the land in question that the same should be detached from such village and annexed to such township, then said county board shall make an order detaching such land from such village and annexing the same to such township and thereupon said tract or tracts of land shall become detached from such village and shall thereafter form a part of the township to which the same is so ordered to be annexed and shall in all things be subject to the town government of such township and not in any manner under the jurisdiction of such village, and such order shall be filed in the office of the county auditor of such county and a duplicate thereof shall be filed in the office of the village recorder of such village, in the office of the town clerk of such town, in the office of the register of deeds and in the office of the secretary of state, within five (5) days after the making of such order.

Not released from outstanding indebtedness.—Sec. 3. Such separation of said land from any such village and the annexation thereof to any such township shall not release any part of such land from liability on account of any outstanding indebtedness of such village existing at the time of its separation therefrom, and in case any such village shall have outstanding bonds to the State of Minnesota the county auditor shall continue to levy taxes as provided by law upon such lands for the payment of interest and principal thereof as required by law. *Provided* that no territory shall be detached from any village if by detaching such territory the area or population of such village shall be thereby reduced below the limit fixed by law.

Qualification of signers of petition.—Sec. 4. The whole number of legal voters of every such township or village, for the purposes of this act, shall be deemed to be the number of persons whose names are set forth on the poll lists of such township or village as qualified voters at the last preceding general election held before the filing of such petition, but any qualified voter of said township or village whose name is not on said poll list may sign such petition or any remonstrance against granting the same or appear in favor of or against such petition. *Provided* that nothing herein contained shall be held to authorize the annexation of any lands situate in any village to any township except a township of the same county in which such village is situate.

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

Approved March 18, 1911.