

thereon, and the City Council or common council of such city shall each year include in the tax levy for such city a sufficient amount to provide for the payment of such interest as it accrues and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. **Thirty years at 4 per cent—how signed.** No bonds shall be issued by any such city under this act for the purpose hereinbefore named to run for a longer period than thirty years or bearing a higher rate of interest than 4 per cent per annum, interest payable semi-annually, but the place of the payment of the principal and interest thereon and the denominations in which the same shall be issued shall be such as shall be determined by the city council or common council. All such bonds shall be signed by the mayor, attested by the city clerk and countersigned by the city comptroller and shall be sealed with the seal of such city, except that the signatures to the coupons attached thereto, if any, may be lithographed thereon, and none of such bonds shall be sold for less than 95 per cent of their par value and accrued interest and then only to the highest responsible bidders therefor.

Sec. 4. **Application.**—This act shall not apply to cities governed by a home rule charter adopted pursuant to Section 36, Article 4, of the state constitution, and the laws of this state relating to the adoption of such home rule charters.

Approved April 18, 1913.

CHAPTER 350—S. F. No. 765.

An Act to amend Section 3827 of the Revised Laws of 1905, relating to the appointment of guardian.

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

Section 1. **Notice of hearing where spendthrift or insane person cannot be found.**—That Section 3827 of the Revised Laws of 1905 is hereby amended so as to read as follows:

“Section 3827. Upon the presentation of such petition the court shall make an order fixing a time and place for hearing the same, and cause personal service thereof to be made upon the person for whom a guardian is sought at least fourteen days prior to the date of such hearing. If such person is an inmate of a state hospital for the insane, a like notice shall be served upon the superintendent of such hospital. *Provided, that when such insane or incompetent person or such spendthrift is a resident of this state but cannot be found therein and his whereabouts are unknown and have been unknown for more than one year prior to the presentation of such petition*

or when such person has been adjudged insane or incompetent by any court of any state and he has property within this state, which said facts shall be alleged in such petition, and in case of adjudication of insanity or incompetency in another state proof thereof shall be presented with said petition, the probate court may order that service of such order upon such person be made by publication in the same manner as other orders and citations of the probate court. The return of the sheriff of the county in which such property or some part thereof is situate to the probate court of said county on such order that such person cannot be found therein and that to the best of his knowledge such person has disappeared from the state and that his whereabouts are unknown, and have been unknown for more than one year, shall be evidence of such facts.

Provided further, that in case said insane or incompetent person cannot be found within the state, said petition may only be filed in the county of his residence, and shall state the names of all his known next of kin, and in addition to such service by publication, personal service of said order shall be made on such of his next of kin as reside in this state, and notice thereof shall be given the non-resident next of kin in the manner which the probate court may order."

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

Approved April 18, 1913.

CHAPTER 351—S. F. No. 884.

An Act entitled "An Act to authorize cities now or hereafter having a population of over fifty thousand inhabitants, to issue bonds for the purpose of providing, establishing and equipping factories and plants for the manufacture of street paving materials."

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

Section 1. **\$50,000 bonds for factories for street paving materials.**—Any city in the State of Minnesota, now or hereafter having a population of over fifty thousand inhabitants, is hereby authorized and empowered, acting by and through the common council or city council of such city, to issue the bonds of such city to an amount not exceeding fifty thousand dollars (\$50,000.00) par value; the proceeds thereof to be used solely for the purpose of providing, establishing and equipping factories and plants for the manufacture of street paving materials: