

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.

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#### 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:

**Sec. 2. Full faith of city pledged.**—The bonds authorized under this act may be issued and sold by any such city notwithstanding any limitation contained in the charter of such city or in the laws of this state, prescribing or fixing any limit on the bonded indebtedness of such city, but the full faith and credit of any such city shall at all times be pledged for payment of any bonds issued under this act and for the current interest thereon, and the common council or city 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 and for the accumulation of a suitable sinking fund for the redemption of such bonds at their maturity.

**Sec. 3. Thirty years at 4½ per cent—how signed.**—No bonds issued hereunder shall be issued to run for a longer period than thirty years, or bearing a higher rate of interest than four and one-half per cent per annum, but the place of payment of the principal and interest thereon and the denominations in which the same shall be issued, shall be such as may be prescribed by the common council or city council, and may be in the form of coupon bonds or registered bonds, so-called. All such bonds shall be signed by the mayor, attested by the city clerk, and countersigned by the comptroller, and shall be sealed with the seal of such city, provided that the signatures to the coupons attached to such bonds, if any, may be lithographed thereon, and none of said bonds shall be sold at less than their par value and accrued interest, and then only to the highest responsible bidder therefor.

**Sec. 4. Application.**—This act shall only apply to cities existing under a charter framed pursuant to Section 36, Article 4 of the constitution.

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

Approved April 18, 1913.

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#### CHAPTER 352—H. F. No. 311.

*An Act to amend Section 9 of Chapter 328 of the General Laws of 1907 relating to the taxation of mortgages of real property.*

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

**Section 1. How registry tax is to be apportioned among various funds.**—That Section 9 of Chapter 328 of the General Laws of 1907 be and the same is hereby amended to read as follows:

**Sec. 9.** All taxes paid to the county treasurers under the provisions of this act shall be apportioned *one-sixth to the revenue fund of the state of Minnesota, one-sixth to the county*