

CHAPTER 160—H. F. No. 962.

An act to amend Section 749, Revised Laws of Minnesota 1913, relating to patrolling lakes in counties having not less than 200,000 nor more than 275,000 inhabitants.

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

Section 1. Police and patrol service for certain lakes in Ramsey county authorized.—That section 749, Revised Laws of Minnesota 1913, be amended so as to read as follows:

The chairman of the board of county commissioners of any county to which this act shall apply, may appoint and employ, during his pleasure, subject to the approval of the county board of such county, not more than two persons to police and patrol the lakes and waters lying or being wholly or partly within said counties.

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

Approved April 3, 1917.

CHAPTER 161—H. F. No. 1210.

An act to amend Sections 1, 2, 3, 4, 5, 6, 7, 9 and 10 of Chapter 224 of the General Laws of the State of Minnesota for the year 1911 relating to cemeteries.

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

Section 1. Payment of permanent fund for cemetery purposes to directors.—That section 1 of chapter 224 of the General Laws of the State of Minnesota for the year 1911 be, and the same hereby is amended, so as to read as follows:

That the board of supervisors of any township in the state which has heretofore purchased land for, and which is now used or may be hereafter purchased and used as a cemetery therein, may require and provide that any part or portion of the price paid for lots therein shall constitute a permanent fund which shall be deposited as hereinafter provided and that the interest accruing thereon shall be paid annually to the *directors* of said cemetery to be by them expended in caring for and beautifying such lot *in the proportion which the amount set aside from said lot bears to the total amount in said fund.*

Sec. 2. Board of supervisors to determine price of lots and direct expenditure of interest.—That section 2 of chapter 224 of the General Laws of the State of Minnesota for the year 1911, be and the same hereby is amended so as to read as follows:

Section 2. That said board of supervisors are hereby given power and authority to fix and determine the amount of such

price of each such lot sold that shall be taken, held and deposited for the purpose of caring for and beautifying said lot and cemetery and to direct and require the said *directors* of said cemetery to expend *the interest on* the same as *herein provided*.

Sec. 3. Supervisors and directors authorized to accept gifts.—That section 3 of chapter 224 of the General Laws of the State of Minnesota for the year 1911, be and the same hereby is amended so as to read as follows:

Section 3. That said boards of supervisors *and directors and each thereof*, are hereby authorized and empowered to receive, accept and deposit as hereinafter provided any donation or gift of money made to such fund so created and to provide and require that the interest therefrom shall be used by the *directors* in the care and beautifying of such lot or lots in such cemetery, or in the care and beautifying of such cemetery, and may receive and accept gifts and donations for the care and beautifying of any particular lot or lots in such cemetery, and shall use the same and the interest thereon for the purpose specified by the donor.

Sec. 4. Trustees and directors may be required to deposit money with county treasurer.—That section 4 of chapter 224 of the General Laws of the State of Minnesota for the year 1911, be and the same hereby is amended so as to read as follows:

Sec. 4. The said board of supervisors are hereby authorized and empowered to require the *directors* of any such cemetery to deposit all such money in the county treasury of the county in which such township is located immediately after the sale and receipt by them of payment for any lot sold in such cemetery, or the receipt of any such gift or donation, and the county treasurer of any such county is hereby authorized, empowered and directed to receive the same and all such and deposit it as hereinafter provided.

Sec. 5. Funds to be deposited in bank.—That section 5 of chapter 224 of the General Laws of the State of Minnesota for the year 1911, be and the same hereby is amended so as to read as follows:

Section 5. That said funds, and all thereof, as soon as received by such county treasurer shall be deposited in a bank designated as a depository of county funds by the board of auditors of such county.

Sec. 6. Care of funds by bank and rate of interest to be paid and time certificates to be issued on demand.—That section 6 of chapter 224 of the General Laws of the State of Minnesota for the year 1911, be and the same hereby is amended so as to read as follows:

Section 6. That for the purpose of such deposit, said fund so

created shall be treated as other funds in the county treasury, *except as herein otherwise provided*, and shall draw *no less a rate of interest than is paid on the funds of said county deposited in said depository, provided, however, that the board of directors of said cemetery association may require all or part of said fund to be deposited on time certificates in said depository in the name of said county treasurer, payable to him or his successors in office, and the said county treasurer shall secure on such time deposit the highest rate of interest which said depository will pay thereon and not less than the current rate paid on time certificates by such depository, and for such principal and interest so deposited on time certificates, such treasurer shall be liable in the same way and manner and to the same extent that he is liable upon his bond for moneys deposited on behalf of the county.*

Sec. 7. When deposited in name of county, interest to be paid to directors.—That section 7 of chapter 224 of the General Laws of the State of Minnesota for the year 1911, be and the same hereby is amended so as to read as follows:

Section 7. That said fund shall be deposited in such depository in the name of such county and the bond or security given to said county by such depository shall be taken and held to be as security for such fund but the treasurer of such county shall keep an accurate and separate account thereof and shall draw from such depository annually the interest accruing on such fund and pay the same to the board of *directors* of said cemetery and said board of *directors* shall use said interest for the purposes aforesaid and none other.

Sec. 8. Excess interest to be paid by directors into principal for permanent fund.—That section 9 of chapter 224 of the General Laws of the State of Minnesota for the year 1911, be and the same hereby is amended so as to read as follows:

Section. 9. That any excess of interest over the sum necessary for the care and beautifying of said lots or cemetery in any one year shall be by said *directors* deposited in such treasury to be added to and become a part of the principal sum, and no part of the principal sum shall ever be used.

Sec. 9. Investment of funds by directors or supervisors in certain securities—report of county treasurer to board of supervisors.—That section 10 of chapter 224 of the General Laws of the State of Minnesota for the year 1911 be and the same hereby is amended so as to read as follows:

Section 10. The board of supervisors *by and through the board of directors of said cemetery association, if there shall be a board of directors thereof, and if there shall not be a board of directors thereof, then acting as a board of supervisors,* shall invest the said fund so created in the same kind of bonds and securities that the

permanent school fund of the State of Minnesota may be invested in and for such purpose and none other. *And this law as it shall exist at the time any money is received into this fund shall control the investment thereof and such fund shall be invested only as the law provides at the time of the receipt of the money into said fund and no subsequent amendment or change in this law shall authorize the investment of any fund differently or in any other class of securities save as provided in this law when said money is received into said fund.* The board of supervisors and the cemetery directors may require the county treasurer of any such county to withdraw all or any part of such fund from such depository for investment as hereinbefore provided, and if said fund or any part thereof be so invested, the said bonds or other securities shall be and remain with the county treasurer and the bond of the county treasurer shall at all times be security for the proper care thereof and the payment of interest received by him thereon to the directors of said cemetery, and upon payment of any such bonds or other securities the treasurer of such county upon such payment shall deposit the same in the depository in which county funds are deposited, the treasurer of such county shall collect the interest upon the funds so loaned and pay the same to the directors of said cemetery whenever requested so to do and shall annually pay over to the directors of said cemetery all interest on money collected or received by him on funds so deposited or invested as herein provided.

On or before the first day of March of each year the county treasurer shall make a report to the board of supervisors of said township in which he shall set forth a statement of all moneys received by him under the terms of this act during the preceding calendar year, and in which report he shall set forth in detail a statement of the amount of money in the said permanent fund on the first day of said calendar year and the amount of securities in said fund on said first day of said calendar year, the amount of money paid into said fund during said year, the amount of money invested in securities in said year and a statement of the securities held in said fund at the end of said calendar year and the amount of money in said fund at the end of said calendar year, a statement of the amount of interest collected on said fund and turned over to the directors and a statement of the excess, if any, of the interest over the sum necessary for the care and beautifying of said lots which the directors shall have deposited in such treasury to be added to and made a part of the permanent fund.

Sec. 10. This act shall take effect and be in force from and after its passage.

Approved April 3, 1917.