

pose of obtaining fish for their domestic use and not for the purpose of sale, which application shall be accompanied by a fee of one (\$1.00) dollar for each net, but no person shall be permitted to use more than two (2) of such nets, and such fish shall not be sold or offered for sale.

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

Approved April 21, 1917.

CHAPTER 502—H. F. No. 646.

An act authorizing the formation of corporations for the purpose of reclaiming and developing timber and brush land, prescribing the conditions, powers and duties thereof and providing for the issue, security and redemption of bonds in connection therewith.

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

Section 1. **How organized.**—Any seven or more persons of lawful age, inhabitants of this state and owning not less than 5,000 acres of land, no part of which is distant more than two miles from some other part thereof, who are desirous of developing said land by clearing it or parts of it of timber, brush and stumps and by otherwise preparing the same for agriculture, may form a corporation for that purpose by complying with the conditions hereinafter described.

Sec. 2. **Certificate.**—Said persons shall subscribe and acknowledge a certificate specifying:

1. The name of said proposed corporation which shall be in this form: "The Reclamation and Development Association" and the place of its principal office.

2. That it is organized to clear, grub and plow and to do all other things necessary to reclaim and put in condition for immediate agricultural use certain described lands now unavailable for such use because of timber and brush thereon.

3. The names and places of residence of the incorporators with a statement of the amount of land owned by each in said development project together with a description thereof.

4. That the management of said corporation shall be vested in a board of five directors, the date of the annual meeting at which said board shall be elected and the names and addresses of those composing the board until the first election.

5. That the indebtedness to which the corporation shall at any time be subject shall not exceed a sum equal to seven dollars for every acre of land included within said project.

6. That no capital stock shall ever be issued but that membership in said corporation shall depend upon ownership of land in said development project.

It may also contain any other lawful provisions defining and regulating the powers or business of the corporation, its officers, directors and members.

Sec. 3. Filing and record of certificate.—The certificate of every such corporation shall be filed for record with the secretary of state who if he finds that it conforms to law shall record the same and certify that fact thereon. After such record such certificate shall be filed for record with the register of deeds of each county in which any of the land included in such project shall be located. No fee shall ever be charged for such incorporation.

Sec. 4. Publication of certificate.—Every such certificate of incorporation shall be published in a qualified newspaper in each of such counties, for two successive days if in a daily or for two successive weeks if in a weekly newspaper. Upon filing with the secretary of state proof of such publication, its corporate organization shall be complete.

Sec. 5. General powers.—Every corporation formed under the provisions of this act shall have power:

1. To have succession by its corporate name for the period of thirty years.

2. To sue and be sued in any court.

3. To have and use a common seal and to alter the same at pleasure.

4. To contract for clearing, grubbing, plowing and otherwise preparing for immediate agricultural use, of land comprised within said project, to acquire by purchase or otherwise personal property to be used in said work, to issue, sell and provide for the payment of the bonds of said corporation, and to do all lawful acts necessary to effect the purposes of its organization, subject to the provisions and limitations hereinafter declared.

5. To elect or appoint in such manner as it may determine all necessary or proper officers, agents, boards and committees, to fix their compensation and to define their powers and duties.

6. To make and amend, consistently with law, by-laws providing for the management of its property, the conduct of its business, and the regulation and government of its officers.

Sec. 6. Election of officers and adoption of by-laws.—The board of directors named in the certificate of incorporation shall, as soon after such incorporation has been perfected as it is practicable, elect from its number a president, a secretary and a treasurer and shall adopt by-laws which shall remain effective until and except as amended by the members at any regular or special meeting thereof.

Sec. 7. Regulation as to voting.—At every meeting of the members of any such corporation each member shall be entitled to one vote in person, or by proxy made within one year, for each acre of land in said development project owned by him in his individual, corporate or representative capacity.

Sec. 8. Duty or board—limitation.—It shall be the duty of the board of directors to clear, grub and plow a portion of the land of each member of said corporation included within such project, said portion to be designated by the owner thereof; but in no case shall a greater amount of money be expended upon any piece of land separately owned than is equal to seven dollars (\$7.00) for every acre in such piece of land; and in no case shall more than twenty-five (25) per cent of any such piece of land separately owned be cleared by said board in the manner herein provided.

Sec. 9. Issue and redemption of bonds.—For the purpose of providing funds for clearing, grubbing and plowing such parts of said land as may be determined upon and for acquiring the property necessary to accomplish that purpose and for otherwise carrying out the provisions of this act, the board of directors of any such corporation must, as soon after its organization as may be practicable and whenever thereafter the construction fund has been exhausted by expenditures herein authorized therefrom, and the board deem it expedient or necessary to raise additional money for said purposes, estimate and determine the amount of money necessary to be raised, and shall immediately thereafter call a special election, at which shall be submitted to the members of such corporation, the question whether or not the bonds of said district in the amount as determined shall be issued. Notice of such election must be given by mailing a notice thereof to each member in a securely closed, post paid envelope, addressed to him at his last known place of residence. Such notice must specify the time of holding the election, not less than twenty days after the mailing thereof, the amount of bonds proposed to be issued and the rate of interest proposed to be paid thereon. At such election the ballots shall contain the word, "Bonds" "Yes," and "Bonds" "No" or words equivalent thereto. If a majority of the votes cast are "Bonds-Yes" the board of directors shall cause bonds in said amount to be issued; if the majority of votes cast at any bond election are "Bond-No," the result of such election shall be so declared and entered of record, and whenever thereafter said board in its judgment deems it for the best interests of the districts that the question of issuance of bonds in said amount or any amount, shall be submitted to said members, it shall so declare of records in its minutes, and may thereupon submit such questions to said members in the same manner and with like effect as at such previous elec-

tion. Such bonds shall be payable in gold coin of the United States in ten series, as follows, to-wit: At the expiration of eleven years, five per cent of the whole number of said bonds; at the expiration of twelve years, six per cent; at the expiration of thirteen years, seven per cent; at the expiration of fourteen years, eight per cent; at the expiration of fifteen years, nine per cent; at the expiration of sixteen years, ten per cent; at the expiration of seventeen years, eleven per cent; at the expiration of eighteen years, thirteen per cent; at the expiration of nineteen years, fifteen per cent; at the expiration of twenty years, sixteen per cent; and shall bear interest at a rate not exceeding six per cent per annum, payable annually, on the first day of January of each year.

The principal and interest shall be payable at the place designated therein. Said bonds shall be each of a denomination of no less than one hundred dollars and not more than five hundred dollars; shall be negotiable in form, signed by the president and secretary and the seal of the board of directors shall be affixed thereto. Each issue shall be numbered consecutively as issued, and the bonds of each issue shall be numbered consecutively, and bear date as of the time of their issue. Coupons for the interest shall be attached to each bond, signed by the secretary. Said bonds shall express on their face that they were issued by authority of this act, stating its title and date of approval, and shall also state the number of the issue of which said bonds are a part. The secretary shall keep a record of the bonds sold, their number, the date of sale, the price received and the name of the purchaser.

Sec. 10. Bonds—how disposed of.—The board may sell said bonds from time to time, in such quantities as may be necessary and most advantageous, to raise money for the purpose of clearing, grubbing and plowing said lands and otherwise fully to carry out the objects and purposes of this act. But said board shall never sell such bonds for less than 90 per cent. of the face value thereof.

Sec. 11. Assessment for interest and principal—how made.—Said bonds and the interest thereon shall be paid by revenue derived from an annual assessment upon the real property comprised within said project. Each piece of property separately owned shall be assessed in an amount equal to the fraction of the whole amount then necessary to be raised which the labor performed upon said piece of land is of the whole amount of labor performed upon all the land in said project.

The board of directors shall, each year, levy an assessment sufficient to raise the annual interest on the outstanding bonds, and at the expiration of ten years after the issuing of bonds of any issue must each year increase said assessment to an amount

sufficient to raise a sum sufficient to pay the principal of the outstanding bonds as they mature. In case of the neglect or refusal of the board of directors to cause such levy to be made as in this act provided any person interested in having such levy made may institute mandamus proceedings in the proper court to compel such levy to be made.

Sec. 12. Assessments,—notice and payment of.—On or before the fifteenth day of November in each year the secretary shall give notice in writing to each member of said corporation, stating the amount assessed against his property, that such assessment is due and payable, the time and place at which payment of assessment may be made, that it will become delinquent at six o'clock P. M. on the last Monday of December next thereafter, and that unless paid on that date or prior thereto, five per cent will be added to the amount thereof. The treasurer must attend at the time and place specified in the notice to receive assessments and must keep and deliver to the secretary a complete record of all moneys received, by whom paid, for what land and must give receipt for all moneys so received.

Sec. 13. Assessments become liens.—The assessments upon real property and all penalties for delinquencies shall be liens against the property assessed from and after the first day of January for any year next after the same become due and payable and the lien for the bonds of any issue shall be a preferred lien to that for any subsequent issue and such lien is not removed until the assessments are paid or the property sold for the payment thereof.

Sec. 14. Foreclosure of liens—redemption.—Upon failure to pay any assessment herein provided for when the same shall become due, the board of directors of any such corporation may proceed to enforce such lien in favor of said corporation, and the provisions of law applicable, to the foreclosure of liens given to those who contribute to the improvement of real estate, and the provisions for the redemption for sales made thereunder, shall be followed as nearly as possible in the enforcement thereof.

Sec. 15. When bonds may be issued.—No such corporation shall be entitled to issue bonds except during the first ten years of its existence.

Sec. 16. Duration.—Every such corporation shall be formed for a period of thirty years, but at the expiration of such period it shall nevertheless continue in existence for three years thereafter for the sole purpose of prosecuting and defending actions, closing its affairs, redeeming its bonds and disposing of its property; provided, that if all of the bonds of said corporation and all other obligations thereof have been paid before the expiration of the term of its charter, a majority of the members may vote

that it be dissolved, whereupon the board of directors shall cause appropriate actions to be taken to effect such dissolution.

Sec. 17. General corporation laws.—The general corporation laws of this state shall apply to all such corporations in so far as they are applicable and not inconsistent with the provisions of this act.

Sec. 18. This act shall take effect and be in force from and after its passage.

Approved April 20, 1917.

CHAPTER 503—H. F. No. 681.

An act to amend Section 4791 of the General Statutes of 1913, as amended by Chapter 287 of the General Laws of 1915, relating to small game hunting licenses.

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

Section 1. Game and fish commissioner given power to issue licenses and provision for holding and shipping such game.—That section 4791 of the General Statutes of Minnesota, as amended by chapter 287 of the General Laws of 1915, be amended so as to read as follows:

Section 4791. Every resident of this state over *fourteen* years of age, is prohibited from hunting, taking or killing any game birds unless he shall have first procured a license therefor from the county auditor of the county in which he resides; provided, however, that this shall not apply to any resident of the state hunting on land owned or leased and occupied as the permanent residence by said resident, or to any member of his immediate family. Said auditor shall upon application issue to such person a license under his seal, upon blanks to be furnished by the game and fish *commissioner*, and upon payment of the license fee of one dollar for each such license issued, which license shall be valid only for the open season for game birds during the year for which such license is issued. Ten cents of the amount received for the issuance of said license shall be retained by the county auditor as his fee and the balance remitted to the state treasurer. Every such applicant shall prove to the satisfaction of the county auditor that he is a bona fide resident of this state, and shall state under oath his name, residence and post office address. Only one of such licenses shall be issued to any person and it shall not be transferable, and it is hereby made the duty of such licensee to exhibit the same to any person upon request.

Such license shall describe the licensee, designate his place of residence, and shall have attached thereto three (3) coupons upon which shall be printed the words, "game birds." Each