

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

Section 1. **Receivers Bonds to run to state.**—Bonds given by receivers and trustees appointed by the district court in any action or proceeding shall run to the State of Minnesota for the benefit of all persons in interest. Any person interested may maintain an action in his own name upon any such bond.

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

Approved February 5, 1921.

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#### CHAPTER 18—S. F. No. 238.

*An act to legalize certain proceedings heretofore taken for the improvement of streets in certain cases in cities of the fourth class operating under home rule charters and to legalize the assessment of such improvements and the certificates of indebtedness issued for the expense thereof.*

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

Section 1. **Proceedings for street improvements legalized in certain cases.**—In all cases where a city of the fourth class having a home rule charter under Section 36 of Art. IV of the State Constitution, has heretofore, acting through its City Council or other principal governing body, determined to improve any street or streets or any alley or alleys within said city by laying and maintaining pavements, gutters and curbs thereon of any nature which it deemed suitable or by grading or graveling same, by a resolution adopted by a majority vote of the Council after a meeting at which all property owners where property was liable to be assessed thereof had been notified to be present by a notice of such meeting published in the official newspaper and has caused plans and specifications for such improvement to be made and has advertised for bids for such improvement and has entered into a contract for the construction thereof and such improvement has actually been constructed, and after such contract was let has caused to be prepared an assessment for such improvement against any assessable lot, piece or parcel of land affected by said improvement for the entire cost of such improvement, or exclusive of the cost of pavement across intersecting streets and alleys, one-half of the cost of a pavement opposite any public park or municipal property, and the entire cost of gutters—which excluded items the City may have determined to pay out of its general road fund or its general fund, which said assessment may have been assessed upon the abutting property based upon the number of feet fronting upon said street or alley so improved, or upon the basis of benefits; and has caused notice of the time and place when and where the council will meet and pass upon such proposed assessment to be published, in the official paper, and

the council has heard and passed upon all objections to such proposed assessments, and if it deemed it unjust has amended same as to any lot or lots, and has adopted such assessment by resolution and constituted the same the special assessment against the land named therein and the city clerk or officer of the city performing the functions thereof, has transmitted a certified copy of such assessment to the county auditor to be extended on the property tax lists of the county, and the city acting through its council has issued, or authorized to be issued, certificates of indebtedness in such amounts as are necessary to defray in whole or in part the expense incurred or to be incurred in making such improvements, which said certificates are made payable in annual installments over a period of not exceeding 20 years and bear interest at a rate not exceeding 6% per annum, then the said proceedings and all assessments so levied or attempted to be assessed or levied for the actual cost of such work and the certificates of indebtedness, if any, which have been issued and sold or authorized to be issued and sold to defray the expense incurred in making such improvements, are hereby legalized and declared to be valid and in full force and effect until paid in the time and manner set forth in such proceedings and according to the tenor thereof; and such certificates shall constitute a general obligation of said city.

The amount of any such certificates of indebtedness at any time outstanding shall not be included in determining any such city's aggregate or net indebtedness under the provisions of its charter or of any applicable law.

Sec. 2. *Application.*—This act shall not apply to or affect any action or appeals now pending in which the validity of any such proceedings is called in question.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved February 5, 1921.

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#### CHAPTER 19—H. F. No. 265.

*An act to amend Section 2529, General Statutes Minnesota 1913, as amended by Section 10, Chapter 116, Session Laws Minnesota 1915, relating to the town road overseer.*

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

Section 1. Road overseer to receive four dollars per day.—That Section 2529, General Statutes Minnesota 1913, as amended by section 10, of chapter 116, Session Laws Minnesota 1915, be and the same hereby is amended so as to read as follows:

“Section 42. Each town shall constitute one road district, except when otherwise provided. When directed so to do by the voters of the town at the annual town meeting, the town board shall divide