

to disburse the same only for the purposes authorized by this act."

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

Approved April 10, 1923.

CHAPTER 164—H. F. No. 58.

An act to amend subdivision 11 of Section 1268, General Statutes 1913, as amended by Chapter 478, Laws of 1919, relating to the powers of village councils.

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

Section 1. **Council—Powers.**—That Subdivision 11 of Section 1268, General Statutes 1913, as amended by Section 1 of Chapter 478 of the General laws 1919, be and the same is hereby amended to read as follows:

11. To purchase and hold cemetery grounds within or without the village limits, to enclose, lay out, and ornament the same, and to sell and convey lots therein; and such ground so acquired or portion thereof as may be required for that purpose shall be surveyed into lots of such size as the village council shall direct, with such avenue, alleys and walks as they shall deem proper. A map of such survey shall be filed in the office of the register of deeds of the county of its location; to establish public parks, parkways and walks, and enclose, improve, ornament and protect the same; to appoint a park board and provide for and regulate the setting out and protection of trees, shrubs and flowers in the village or upon its property; and when any parkway is established or improved along the street frontage of private property, the special benefits if any resulting therefrom to lots and parcels of land fronting on such parkway may be assessed against the same and collected as other special assessments are collected.

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

Approved April 10, 1923.

CHAPTER 165—H. F. No. 83.

An act authorizing the temporary removal of female inmates from penal institutions of the state to public hospitals in certain cases.

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

Section 1. **Inmates of penal institutions to be transferred in certain cases.**—Whenever it shall be made to appear by the properly verified petition of any woman, who has been sentenced

to imprisonment in a penal institution in this state and is in prison thereunder, that she is about to give birth to a child, the board of control, if satisfied of the truth of the petition, shall order the transfer of such woman to a public hospital to be designated in its order, there to be detained under such guard and under such rules and regulations as the board shall make in the order of transfer until the birth of the child and the recovery of the mother to such an extent that the imprisonment may be resumed with out danger of serious impairment of her health.

The board of control shall adopt such proper rules and regulations as may be necessary to carry out the purposes of this act.

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

Approved April 10, 1923.

CHAPTER 166—H. F. No. 146.

An act to amend Section 7231, General Statutes, 1913, relating to the giving to consular representatives of foreign countries notice of application for administration upon the estates of their deceased nationals in certain cases.

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

Section 1. **Will of alien—Notice.**—That Section 7231, General Statutes, 1913, be and the same is hereby amended to read as follows:

Whenever application is made to the Probate Court for letters of administration of an intestate estate by any person other than the widow or next of kin of a decedent; or whenever application is made to the Probate Court to prove a will; and the decedent in either case was a native of a foreign country, the Probate Court shall cause notice of the time and place of hearing to be served by mail on the consular representative of such country, if there be one in this state; otherwise upon the Secretary of State, who shall forward the same to the chief diplomatic representative of such country at Washington.

And in case such facts as to the nativity of the decedent, or as to the place of residence, of his heirs, legatees or devisees are not stated in the petition, but upon the hearing of such petition it appears to the Court that such decedent was a native of a foreign country, or that his heirs, legatees or devisees, or any or either of them, reside in a foreign country, and such notice to the consular representative above provided for, has not been given, the Probate Court shall thereupon continue the hearing to a certain day, and cause the notice of such hearing to be given to such consular representative as herein above provided.