

- necessary therefor any such bank, savings bank or trust company is hereby authorized and empowered by and with the approval of the Commissioner of Banks to so pledge any of its assets for such purpose.
- (3) Authorize any bank to issue its own secured evidences of indebtedness and pledge any of its assets as security therefor and to the extent necessary therefor any such bank is hereby authorized and empowered by and with the approval of the Commissioner of Banks to so pledge any of its assets for such purpose.
- (4) Any such rules, regulations or restrictions or any authorization given thereunder may be terminated or changed by the Commissioner of Banks from time to time and new rules, regulations or restrictions or authorizations made subject to like power to change.

Sec. 2. **Provisions separable.**—If any section, sub-section, clause or phrase of this Act is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Act.

Sec. 3. **Effective on passage and terminable by proclamation.**—This Act shall take effect from and after its passage and shall terminate when and as the Governor by proclamation shall have declared the emergency which renders the passage of this Act necessary ended, but in no event shall the powers herein conferred exist beyond January 15th, 1935. Upon termination of this Act any bank may continue to operate hereunder for such reasonable time and to such extent as may be necessary to liquidate said collateral so deposited by it and to pay said certificates of indebtedness.

Approved March 6, 1933.

CHAPTER 58—H. F. No. 1352

An act authorizing and permitting banks, savings banks and trust companies receiving deposits to join with other banks in the forming of associations called "Clearing House Associations" and prescribing the powers and liabilities of such association.

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

Section 1. **Banks may form clearing house associations.**—Any bank, savings bank or trust company may join with any other bank, state or national, or group of banks, state or national, doing

business in this State, in the forming of an association called herein a "Clearing House Association."

Sec. 2. Powers and purposes.—Any Clearing House Association formed under the provisions of this Act—

- (1) shall be a non-profit making corporation without corporate stock, and shall have power to sue and be sued in its own name.
- (2) may issue non-interest bearing certificates of indebtedness secured by collateral furnished by its member banks. Such certificates of indebtedness shall be the liability solely of the Clearing House Association and redeemable or payable from its assets or the collateral so deposited with or held by or for it. May be made non-transferable thirty (30) days after issuance and shall be accepted by all member banks at par for deposit. Any certificates so deposited shall, in the absence of a contrary agreement between the depositor and the bank, be repaid in like certificates.
- (3) may enter into any agreement under the terms of which the collateral so deposited with or held by it may be placed in the hands of a third party banking institution or trust company, state or national, to be held by such third party for the benefit of the holders of all of the outstanding certificates of indebtedness of said Clearing House Association without priority one over the other. Such agreement may contain provisions for the substitution of other collateral of at least equal value.
- (4) to adopt such rules and regulations as may be necessary or advisable for the conduct of its business, and change and modify any rules or regulations so made, provided no such change or modification shall affect the rights of the holder of any then outstanding certificate of indebtedness.

Sec. 3. Articles of Association.—The Association shall come into being upon signing of the agreement of association by the members thereof. A duplicate original of the Articles of Association or Agreement of said Clearing House Association and of all rules and regulations thereof or any changes or modifications therein, duly certified by the officers of said Association, shall be filed with the Secretary of State within fifteen days after the same becomes effective and no other filing or publication thereof shall be necessary.

Sec. 4. Exempt from operation of blue sky laws.—Certificates of indebtedness issued by a Clearing House Association formed hereunder shall be exempt from the regulations and juris-

diction of the Department of Commerce, Securities Division, or of any Blue Sky Law, so-called.

Sec. 5. **Provisions separable.**—If any section, sub-section, clause or phrase of this Act is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Act.

Sec. 6. **Effective at once.**—This Act shall take effect from and after its passage, and the powers herein conferred upon any bank, savings bank or trust company to so enter such an Association shall terminate on the 15th day of January, 1935, provided, however, that the governor may, by proclamation, terminate the powers herein conferred on any earlier date, when and if, in his judgment the emergency, making the passage of this Act necessary, ceases to exist. Upon the termination of the powers herein conferred by lapse of time or by proclamation of the governor, no such Clearing House Association shall thereafter issue any further certificates of indebtedness, and shall cease all operations save and except such as are necessary for the retirement and payment of all the then outstanding certificates of indebtedness of said Association.

Approved March 6, 1933.

CHAPTER 59—S. F. No. 71

An act to amend Mason's Minnesota Statutes of 1927, Section 669-12, authorizing counties to accept gifts of property for park and other purposes, and in aid of the work and objects of farm bureaus or similar associations, and authorizing the County Board to appropriate money for the maintenance and improvement of such property.

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

Section 1. **Gifts of real property to County for certain purposes.**—Mason's Minnesota Statutes of 1927, Section 669-12, is hereby amended to read as follows:

“669-12. GIFTS, etc., OF REAL PROPERTY TO COUNTIES FOR CERTAIN PURPOSES—Any county in this state may receive by grant, gift, devise or bequest, and take charge of, own, hold, control, invest, and administer free from taxation, in accordance with the terms of the trust or the conditions of the gift, any real property not to exceed 40 acres in any one county for the use and benefit of the inhabitants of said county or as park or