

tax for the remainder of the calendar year shall be one-fourth the tax for a whole year.

**Sec. 2. Refunds.**—*This act shall apply to and govern motor vehicle taxes for the year 1935, whether paid prior to or after the passage of this act; and in case any person shall have paid the tax upon a motor vehicle in excess of the amount required in Section 1 hereof, he shall be entitled to a refund of such excess, and the secretary of state is authorized to pay all such refunds.*

**Sec. 3. Inconsistent acts repealed.**—Laws 1933, Chapter 163, is hereby repealed, and all other acts and parts of acts inconsistent herewith, are hereby modified, amended or superseded so far as necessary to give full force and effect to the provisions of this act."

Approved April 17, 1935.

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#### CHAPTER 162—S. F. No. 840

*An act providing for the holding of village elections in certain villages with state elections, setting the time of election of the successors in office of certain village officials, providing for the term of office of such village officials, granting certain additional powers and repealing inconsistent acts.*

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

**Section 1. Village elections in certain villages.**—Every village in the State of Minnesota having a population of more than 10,000 and an assessed valuation in excess of \$50,000,000.00 may adopt the provisions of this Act as hereinafter set forth. Any village which may wish to avail itself of the provisions of the Act may do so by a resolution of its Village Council, expressly accepting the provisions hereof, which resolution shall be adopted by a majority vote of its Council. The adoption of such resolution shall be a condition precedent to the exercise of any of the powers herein granted. After the adoption of such resolution, such village, its officers and electors shall be subject to the powers, duties and limitations as provided in this Act; provided, however, if within twenty days thereafter a petition be filed with the Village Recorder, signed by more than twenty-five per cent of the number of legally qualified or registered voters in said village voting at the last regular village election, demanding that a special election be called of the electors thereof to review the action of

the Village Council and to determine whether such resolution shall be rescinded, a special election shall be called, pursuant to the laws of this State, to be held within thirty days after the filing thereof, at which election the following proposition shall be submitted to the electors by a ballot:

"Shall the resolution of the Village Council of the Village of ....., adopting the provisions of Chapter ....., Laws of Minnesota for 1935, be rescinded?

Yes.....

No.....

"Unless a majority of the electors voting on the proposition vote in favor of rescinding, the changes, powers and limitations of this Act shall thenceforth control the village, its officers and electors."

**Sec. 2. To be first Tuesday after the first Monday in November.**—The elections in all such villages shall hereafter be held with the general election on the first Tuesday after the first Monday in November in each even numbered year.

**Sec. 3. Elections to be held in November 1936.**—The successor in office of all such village officers with term of office expiring on or before January 1, 1937, shall be elected at the election to be held on the first Tuesday after the first Monday in November, 1936, and the successor in office of all such village officers with term of office expiring subsequent to January 1, 1937, and on or before January 1, 1939, shall be elected at the election to be held on the first Tuesday after the first Monday in November, 1938.

**Sec. 4. Officials to take office on January 1, following election.**—All officers elected after the passage of this act shall take office on the first day of January following their election and the officers of such villages and their terms of office shall be as follows: one president or mayor for a two year term, one clerk or recorder for a two year term, three trustees for a four year term each, one municipal judge for a four year term, one treasurer for a two year term, and two constables for a two year term each.

**Sec. 5. Terms of certain officers extended.**—All elective officers in such villages in office when this act takes effect shall hold their offices for the terms for which they were elected, and any elective officers whose terms would otherwise expire prior to January 1, 1937, shall continue to hold office until the end of December 31, 1936, and any elective officers whose terms would otherwise expire prior to January 1, 1938, shall continue to hold office until the end of December 31, 1938.

**Sec. 6. Polling places.**—When such village and general elections are held at the same time the polling places in such village precincts shall be the same as those fixed for the general election and the same election judges and clerks of said general election shall serve as judges and clerks of said village election. In any such village, which has not been separated from the town for election purposes, the village shall pay one-third of the expenses of said election.

**Sec. 7. General election laws to apply.**—The election laws now in force in such villages pertaining to the conduct of village elections shall apply unless otherwise provided for in this act.

**Sec. 8. Inconsistent acts repealed.**—All acts or parts of acts inconsistent herewith are hereby superseded, modified, or amended so far as necessary to give effect to the provisions of this act.

**Sec. 9.** This act shall take effect and be in force from and after its passage and approval.

Approved April 11, 1935.

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#### CHAPTER 163—S. F. No. 57

*An act providing for the renewal of the period of corporate existence of co-operative companies and associations, including any such company or association engaged in rural telephone business and legalizing and validating certain corporate acts and contracts done, performed, and entered into by such co-operative associations.*

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

**Section 1. Cooperative existence of certain cooperative companies extended.**—Any co-operative company or association organized under the laws of this state, including any such company or association organized for the purpose of carrying on a rural telephone business, whose period of duration has expired less than ten years before the passage of this act, and which has continued to carry on its business without renewal, may renew the period of its corporate existence for an additional term not to exceed 30 years from the date of such expiration, with the same force and effect as if such renewal had been effected before its said period of duration expired, by taking the proceedings provided by law for the renewal of the corporate existence of such corporation in