

are fixed by Laws 1933, Chapter 166, the minimum salary of the county auditor shall be \$2,100 together with all fees authorized by law to be collected by him, and the minimum salary of the county treasurer shall be \$1,800, as county treasurer, and \$300 as treasurer of unorganized school districts. The minimum salaries of the county commissioners shall be the same as provided by Laws 1933, Chapter 166.

Section 3. The provisions of section 1, of this act shall not apply to any county where the salaries of county auditors, county treasurers or county commissioners are fixed by laws 1933, Chapters 16, 46, 76, 96, 143, 281, 284 and 432, or by any act heretofore passed by the 1935 Legislature, and provided, further, that it shall not apply to any county now having not less than 10 nor more than 12 organized townships and a population of not less than 15,000 nor more than 16,000 inhabitants, according to the United States census of 1930, nor to any county now having not less than 60 nor more than 63 full or fractional congressional townships and a population of not less than 33,000 nor more than 38,000 inhabitants according to the 1930 census.

Section 4. Except for the minimum amounts as herein provided, the salaries of county auditors, county treasurers and county commissioners shall be the same as otherwise provided by law.

Section 5. If any part, section or provision of this act shall be found to be unconstitutional or invalid by any court of competent jurisdiction, it shall not affect the remainder of this act."

Approved January 18, 1936.

CHAPTER 40—H. F. No. 17.

An act to authorize all cities of the second class constituting one school district to issue bonds for the construction of school buildings.

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

Section 1. Certain cities may issue bonds for construction of school buildings.—In any city of the second class in this state lying wholly within one county constituting a single

school district in which the board of education is given the power to direct that a levy of school taxes be made, such board of education is hereby authorized by written resolution, adopted by a vote of two-thirds of its members, to issue and sell bonds or certificates of indebtedness of any such city of the par value in the aggregate of \$325,000.00, or so much thereof as said board of education may deem necessary for the purpose of providing funds for the erection of a new or additional grade school building to replace old buildings and to provide plumbing, electrical and heating equipment, and all other necessary equipment and appurtenances for the same.

Sec. 2. Bonds—rate of interest, etc.—Such bonds to be made in such denomination and payable at such places and at such times, not exceeding 30 years from the date hereof, as may be deemed best by said board, notwithstanding any provisions contained in the charter of such city, or any laws of this state prescribing or fixing any limit upon the total amount of indebtedness of such city falling due in any one fiscal year, and to bear interest at a rate not to exceed six per cent per annum, payable semi-annually, with interest coupons attached, payable at such place or places as shall be designated therein. Said board is further authorized to negotiate and sell such bonds from time to time to the highest bidder or bidders therefor, and upon the best terms that can be obtained for said bonds; provided, that no such bond shall be sold for less amount than par value thereof and accrued interest thereon, and provided further that all of said bonds shall be for a principal sum of not less than \$100.00 nor more than \$1,000 each.

Sec. 3. Proceeds to be deposited with city treasurer.—The proceeds arising from the sale of such bonds or certificates shall be deposited with the city treasurer and held subject to the order of said board for application to the purposes for which the bonds were issued.

Sec. 4. May be issued despite limitations.—The bonds or certificates hereby authorized, or any part thereof, may be so issued and sold notwithstanding any provision contained in the charter of such city or any law of this state requiring approval of the voters of such city or any limitations contained in said charter or said laws prescribing or fixing any limit upon the bonded indebtedness of such city, and the full faith and credit of such city shall at all times be pledged for the payment of any bonds or certificates of indebtedness issued hereunder and for the payment of the current interest thereon.

Sec. 5. **Tax levy.**—The board of education of such city shall each year include in the tax levy a sufficient amount to provide for the payment of such interest as it accrues and for the accumulation of a sinking fund for the redemption of such bonds or certificates, and such manner as other school taxes are certified, levied and collected, and provided also that any such city having a "school building sinking fund" which is used or is to be used for constructing new school buildings, among other things, shall be permitted to use such sinking fund for the payment of the interest and principal of any bonds or certificates and interest thereon issued hereunder, irrespective of any law or portion of any law to the contrary, and any portion of any act inconsistent herewith is hereby repealed, insofar only, as such inconsistency exists.

Approved January 18, 1936.

CHAPTER 41—H. F. No. 49.

An act amending Laws 1919, Chapter 197, Section 1, as amended by Laws 1933, Chapter 319, relating to the acquisition of land for park purposes by villages.

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

Section 1. **May acquire land for park purposes.**—Laws 1919, Chapter 197, Section 1, as amended by Laws 1933, Chapter 319, is hereby amended so as to read as follows:

"Section 1. The village council of any village in the state may by resolution or ordinance acquire, by gift, condemnation, or purchase for or in the name of the village, a tract of land, either within or without the corporate limits of the village, for park purposes and may appropriate money from the general revenue fund of the village for the purpose of purchasing such tract of land, not exceeding the sum of \$2,000; provided, that no tract of land so acquired by purchase or condemnation shall exceed 80 acres in area. Provided, however, that no village can acquire more than 40 acres unless the question of issuing bonds for acquiring a park shall have been submitted to voters of the village prior to January 1, 1936, and carried by more than a five-eighths majority."

Approved January 18, 1936.