

Section 1. **Police officers reinstated.**—The governing body of any city of the first class in this state, now or hereafter existing, is hereby authorized, notwithstanding anything to the contrary in any ordinance or home rule charter of such city, to reinstate any police officer who within the period of one year prior to the passage of this act has been discharged or removed from his employment as such police officer because he was at the time of his original appointment beyond the maximum age prescribed by such charter or ordinances, or because he misrepresented his age as being within such maximum age, such reinstatement to be to the same position and rank which such police officer held at the time of his discharge or removal from the service.

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

Approved April 7, 1937.

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#### CHAPTER 173—H. F. No. 836

*An act relating to the sprinkling, oiling or other dust treatment of streets in certain towns and the levying of special assessments therefor.*

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

Section 1. **Sprinkling of streets and special assessments therefore in certain towns.**—In any county in this state, having an assessed valuation, exclusive of monies and credits, of not more than \$290,000,000.00 nor less than \$280,000,000.00, and having a population according to the last Federal census of not more than 520,000 persons nor less than 515,000 persons, the town board of any town may cause any street therein or part thereof, or any public road therein or part thereof, to be sprinkled, oiled, otherwise dust treated, or otherwise improved, upon a petition therefor signed by a majority of all owners of real estate bounding both sides, and by the owners of at least one-half of the frontage of the street, road, or part thereof to be so improved. The cost of such sprinkling, oiling, or other dust treatment or other improvement may be assessed and levied by such town board, by resolution of such board, upon the lots or parcels of ground fronting on the street or part thereof, or public road or part thereof, so sprinkled, oiled, otherwise dust treated, or otherwise improved and most benefited thereby.

Sec. 2. **Tax levy.**—If the tax so levied proves insufficient to pay the cost, or the proportion thereof assessed to such property, the board may levy an additional tax thereon to make good the deficiency.

Sec. 3. **Town board to make assessments.**—The assessment authorized in Section 1 and Section 2 of this act shall be made by resolution of the town board, setting forth the purpose thereof, a description of each lot or parcel benefited, the name of its owner, if known, and the amount assessed thereon. Two weeks' published and posted notice shall be given of the contents of such resolution, and of the time when the town board will attend, at its usual place of meeting, to hear objections to the assessment, or any part thereof. At such time and place, the town board shall consider all objections made, and for that purpose may adjourn from day to day, not exceeding five days, and by resolution may modify such assessment or any part thereof. On October 10 next following, if any of the assessments be not previously paid to the town treasurer, the clerk shall certify the same to the county auditor, who shall ascertain all such unpaid amounts against the lands assessed, and the same shall be enforced, collected and paid over to the town treasurer as in the case of other town taxes.

Approved April 7, 1937.

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CHAPTER 174—H. F. No. 1246

*An act to amend Mason's Minnesota Statutes of 1927, Section 7735, defining the powers and duties of a corporate trustee in the investment of trust funds, including a power to commingle funds and to buy fractions of securities in trust accounts.*

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

Section 1. **Investment of trust funds by corporate trustee.**—That Mason's Minnesota Statutes of 1927, Section 7735, be and the same hereby is amended to read as follows :

"7735. It may invest all moneys received by it in trust in authorized securities, and shall be responsible to the owner or cestui que trust for the validity, regularity, quality, value, and genuineness of such investments and securities so made, and for the safe-keeping of the securities and evidences thereof. Whenever special directions are given in any order, judgment, decree, will, or other written instrument as to the particular manner or the particular class or kind of securities or property in which any investment shall be made, it shall follow such directions, and in such case it shall not be further responsible by reason of the performance of such trust. In all other cases it may invest *funds held in any trust capacity* in authorized securities using its best judgment in the selection thereof, and shall be respon-