

state for distribution as herein directed. The volumes purchased by the state under the provisions of such contract shall be delivered to the secretary of state and shall be distributed as follows:

1. One to each judge of the district, probate, and municipal courts of the state, and to each justice, commissioner and the reporter of the supreme court.

2. To the attorney general, one volume for each set of reports in use in the department.

3. One to each clerk of the district court, for the use of the court when in session, and otherwise for the use of officials and citizens of the county.

*3½. One copy to the Industrial Commission of Minnesota.*

All of the foregoing shall remain the property of the state and shall be delivered to the successors in office of the officials named.

4. Three to the clerk of the United States circuit court of appeals for the eighth circuit, one to be kept for the use of the judges at each of its places of meeting.

5. One hundred to the state university, to be used in exchanges or otherwise for the benefit of its law library.

6. To the state library, as many as the court shall certify to be necessary for the use of the library and for exchanges with other law libraries.

The copies not disposed of hereunder shall remain in the custody of the secretary of state."

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

Approved March 23, 1937.

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#### CHAPTER 82—S. F. No. 236

*An act amending Chapter 79 of the Laws of 1927, as amended by Chapter 171 of the Laws of 1931, authorizing a tax levy in cities of the second, third and fourth classes, villages, boroughs and townships for the purpose of providing a fund for the maintenance or employment of a band for municipal purposes and providing for the submission of the question of levying a tax for such purpose to the voters of such cities, villages, boroughs and townships.*

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

Section 1. **Tax levy for band purposes—election.**—That Chapter 79 of the Laws of 1927, Section 1, as amended by Chapter 171 of the Laws of 1931, is amended to read as follows:

“Section 1. Cities of the second, third and fourth class, villages, boroughs or townships, however organized, may when authorized as hereinafter provided, levy each year a tax not to exceed two mills for the purpose of providing a fund for the maintenance or employment of a band for municipal purposes; provided, however, that no such levy by any such municipality shall exceed in any one year the sum of \$10,000.00 nor any such levy by any such township shall exceed the sum of \$1,000.00. Any and all sums so levied shall be separately levied, and when collected shall be paid into a separate, special fund and used for the purposes aforesaid; provided, however, that in the event taxes have been levied and collected for the maintenance or employment of a band for municipal purposes and the band shall have been discontinued or the city, village, borough or township ‘by a vote of the people as now provided by law’ shall have decided not to employ a band, said city or village council may transfer the said sum so levied and collected as aforesaid to the general fund of said municipality; no such levy shall be made for any such fund when, at the proper time for the making thereof, according to the municipal records of the receipts thereof and disbursements therefrom, there shall be in such fund an unexpended balance amounting to as much as the maximum levy permitted by law therefor, reckoning in such receipts all uncollected but not delinquent taxes, and reckoning in such disbursements all outstanding obligations against such fund.”

Section 2. **Petition.**—That Chapter 79, Laws 1927, Section 2, is amended to read as follows:

“Section 2. Said authority shall be initiated by a petition signed by ten per cent of the legal voters of the city, village, borough or township, as shown by the last regular municipal election. Said petition shall be filed with the governing body of each city, village, borough, or township, and shall request that the following question be submitted to the voters, to-wit: ‘Shall a tax of not exceeding . . . . . mills be levied each year for the purpose of furnishing a band fund?’”

Section 3. **Election to be held at general municipal election.**—That Chapter 79, Laws 1927, Section 3, is amended to read as follows:

“Section 3. When such petition is filed, the governing body of such city, village, borough or township shall cause said question to be submitted to the voters at the first following general municipal election of such city, village, borough or township.”

**Section 4. Tax levy on majority vote.**—That Chapter 79, Laws 1927, Section 4, is amended to read as follows:

“Section 4. Said levy shall be deemed authorized if a majority of the votes cast at said election be in favor of the proposition, and the governing body of such city, village, borough or township shall then levy a tax sufficient to support or employ such band, not to exceed the rate authorized by the election.”

**Section 5. Election to cancel levy.**—That Chapter 79, Laws 1927, Section 5, is amended to read as follows:

“Section 5. A like petition may at any time be presented to the governing body of each city, village, borough or township asking that the following proposition be submitted, to-wit: ‘Shall the power to levy a tax for the maintenance or employment of a Band be canceled?’ Said submission shall be made at any general municipal election as heretofore provided, and if a majority of the votes cast at such election be in favor of said question no further levy for said purpose shall be made until such time as the said question may again be voted upon favorably as heretofore provided.”

**Section 6. Disposition of funds.**—That Chapter 79, Laws 1927, Section 6, is amended to read as follows:

“Section 6. All funds derived from said levy shall be expended as set out in Section one hereof by the governing body of each city, village, borough or township.”

Approved March 23, 1937.

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## CHAPTER 83—S. F. No. 268

*An act to legalize publication of certain summons in actions to quiet title to real estate.*

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

**Section 1. Publication of summons legalized in certain cases.**—In every action to quiet title to real estate heretofore completed, wherein the summons published was not subscribed by the plaintiff or his attorney, the publication of such summons, if the publication and form thereof otherwise conforms to law, is hereby validated and legalized and made effective to all intents and purposes.