

whom shall be freeholders; the number of such commissioners to be determined by the board. Such planning and zoning commission shall act as an adviser to such town board, and such commission may be empowered to employ a civil engineer or city planner as may be required for establishing the districts or zones of any parts of such towns.

Sec. 9. May not change existing buildings.—The zoning resolution as adopted by the board of supervisors of any such town or as subsequently amended shall not prohibit the continuance of the use of a building for any trade or industry for which such building was used at the time such resolution took effect or the alteration of or addition to any existing building or structure for the purpose of carrying on any prohibited trade or industry within the zone where such structures are located.

Approved April 10, 1939.

CHAPTER 188—H. F. No. 977

An act relating to salaries of county commissioners in certain counties.

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

Section 1. Salary of County Board in certain counties.—In all counties having a population of not less than 6,000 and not more than 8,000 inhabitants, according to the last Federal census, and having not more than 17, nor less than 15, whole or fractional congressional townships, and having an assessed valuation of less than \$4,000,000, exclusive of moneys and credits, the salary of each county commissioner shall be \$300.00 a year.

Approved April 10, 1939.

CHAPTER 189—H. F. No. 1022

An act relating to school census; and to amend Mason's Minnesota Statutes of 1927, Section 3086.

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

Section 1. **School census to be taken annually.**—Mason's Minnesota Statutes of 1927, Section 3086 is hereby amended so as to read as follows:

"3086. A complete school census shall be taken in every school district *annually* between *August 15 and September 15*, of all children *under 21 years of age, as of September 1*, which census shall show the name and date of birth of each person required to be enumerated, and the name and address of his parent, guardian or other person having charge, *and such other data as the state board of education may require*. The school census shall be taken by the clerk or the school board, or by some other person or persons appointed by the school board. Such person or persons taking such census shall make two extra copies thereof, shall certify to the school board the correctness of the enumeration and the information therein contained. The clerk shall retain the original in his office, send one copy to the principal teacher, principal or city superintendent of the school district, before the first day of school of each school year, or as soon as said census has been taken. *The school board shall fix the compensation for this work. Each child shall be counted in only one district, being that in which the child resides on September 15, and it shall be the responsibility of the county superintendent of schools to see that each child shall be counted only once.*

Approved April 10, 1939.

CHAPTER 190—H. F. No. 1114

An act relating to cities of the fourth class executing mortgages.

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

Section 1. **Certain cities may extend, execute or renew mortgages.**—Whenever any city of the fourth class has obtained title to any real estate subject to a mortgage, the common council of that city or a proper agency thereof acting with the consent of the common council of that city may extend or renew such mortgage or may execute a new mortgage of the property. All funds secured by the new or extended mortgage must be used exclusively for the payment of the principal and interest of the original mortgage and for the payment of all prior liens on the property and for no other purpose.