

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

When act to take effect.

Approved March 9, 1885.

CHAPTER 173.

AN ACT ENTITLED AN ACT TO PROVIDE FOR THE COLLECTION AND PAYMENT OF BONDS, COUPONS, ORDERS, AND OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY SCHOOL DISTRICTS, WHEN THE OFFICES OF THE TRUSTEES OF SUCH SCHOOL DISTRICT HAVE BECOME VACANT.

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

SECTION 1. Whenever the trustees of any school district shall have duly issued any bond, coupon, order or other evidence of indebtedness of such school district, and a majority of the trustees of such school district shall afterwards cease to act or their offices otherwise become vacant and such vacancy shall not be filled before the tenth (10th) day of October next preceding the time when such indebtedness shall become due and payable, so as to prevent the levying and certifying by the trustees of such district to the county auditor of the county of the tax for the payment of such indebtedness at the proper time, the holder of any such bond, coupon, order or other evidence of such indebtedness, may at any time, between the tenth (10th) day of October aforesaid and the time when the annual tax lists are next thereafter, or in any subsequent year, made out by the county auditor, file the same in the office of the county auditor of the county in which such school district is situated.

Bond issued and trustees cease to act, how filed.

SEC. 2. It shall be the duty of the county auditor to file all such bonds, coupons, orders and evidences of indebtedness, and to keep a record of the filing thereof and the date when filed, and he shall immediately cause a notice of such filing, setting forth the nature and amount of said claim, to be published for three (3) successive weeks in the newspaper in which was published the delinquent tax list of such county for the year last past; the cost of publishing such notice shall be paid by the person filing such claim at the time of filing the same, and he shall, at the time of making out such tax lists next after the date of such filing, levy upon the taxable property of the school district by the trustees of which such bond, coupon, order or other evidence of indebtedness was issued, a tax sufficient to pay

Duty of county auditor.

the amount thereof, with interest, if any is payable thereon, and extend the same upon the tax lists of the proper district, and said tax shall be collected in the same manner and by the same officers as state and county taxes are collected, and shall be subject to the same penalties for the non-payment thereof; *Provided*, No tax shall be levied by the county auditor, under the provisions of this act, if a written notice, signed by not less than three (3) persons who would be effected by such tax levy, setting forth that such school district has a just and valid defense against the payment of said claim, be served upon him, before the expiration of twenty (20) days, after the last publication of the notice provided for in the foregoing section.

When tax not to be levied.

Duty of county treasurer.

SEC. 3. After the completion of such tax lists and on or before the first (1st) day of December, in each year, the county auditor of each county shall make a copy of the record of filing of all bonds, coupons, orders, and other evidences of indebtedness filed in his office as aforesaid, for the payment of which, a tax is extended upon the tax lists of that year, and certify and deliver such copy to the treasurer of said county, and shall upon request, surrender and deliver such bonds, coupons, or orders, and evidences of indebtedness to the person or persons, respectively entitled to receive the moneys payable thereupon, and the county treasurer shall, upon presentation and surrender to him of any such bond, coupon, order or evidence of indebtedness, pay to the person presenting the same, the amount due thereupon, in the order in which they are filed in the office of the county auditor, out of any moneys in his hands, collected for the payment of such indebtedness.

When act to take effect.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved March 7, 1885.

CHAPTER 174.

AN ACT TO PROVIDE FOR ANNUAL EXHIBITS OF THE AGRICULTURAL, STOCK-BREEDING, HORTICULTURAL, MINING, MECHANICAL, INDUSTRIAL AND OTHER PRODUCTS AND RESOURCES OF THE STATE OF MINNESOTA, AND IN AID OF THE PURPOSES OF THE STATE AGRICULTURAL SOCIETY, AND TO APPROPRIATE MONEYS AND PROPERTY FOR SUCH PURPOSES.

Preamble.

WHEREAS it has become necessary to provide for a more complete and efficient exhibit of the productions and resources of the state of Minnesota; and