

interest on said bonds, and the principal thereof when the same shall become due.

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

Approved March 7, 1889.

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## CHAPTER 205.

[S. F. No. 581.]

AN ACT TO AUTHORIZE THE CITY OF CROOKSTON, IN POLK COUNTY, TO ISSUE BONDS TO AID IN THE CONSTRUCTION OF ANY RAILROAD OR RAILROADS WHICH MAY HEREAFTER RUN INTO SAID CITY, AND TO PROVIDE FOR AND TO APPOINT BOND COMMISSIONERS TO HOLD SUCH BONDS IN ESCROW AND TO DELIVER THE SAME WHEN EARNED.

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

SECTION 1. The city of Crookston, in the county of Polk, and state of Minnesota, is hereby authorized and empowered to issue bonds to an amount or amounts not exceeding in the aggregate fifty thousand dollars (\$50,000.00) for the purpose of aiding the construction of any railroad or railroads which may hereafter be built into said city.

SEC. 2. Such bonds shall be issued in denominations of not less than one hundred dollars (\$100) each. They shall bear interest at a rate not to exceed five per cent. (5%) per year, payable annually. They shall run for a term not exceeding thirty (30) years from the date of their issuance, and shall be made payable to bearer. Coupons providing for the payment of interest shall be attached to such bonds. Such bonds shall be signed by the mayor and city clerk of said city and countersigned by its comptroller.

SEC. 3. Proceedings for the issuance of such bonds under the provisions of this act shall be commenced by petition to the council of said city requesting the appointment of a day for an election to be held in said city for the purpose of voting upon the question of issuing such bonds. Such petition shall be signed by at least one hundred (100) resident freeholders of said city and shall state the name of the company or corporation and a designation of the line of railroad in aid whereof it is proposed to issue such bonds.

Also the gross amount of bonds which it is proposed to issue, the number and size of such bonds, the rate of interest which the same are to bear and the time at which they are to be made payable.

And also the period within which said road must be built into said Crookston, in order to entitle said railroad to the benefit of said bonds.

SEC. 4. Upon presentation of such petition to the council of said city it shall be the duty of the same to forthwith appoint a day for an election to be held in said city for the purpose of deciding on the issuance of such bonds, which day shall be far enough distant to admit the giving of notice of such election in the manner herein provided.

Forthwith upon appointing such day for election the council of said city shall give notice of such election and of the time and place thereof in the manner provided by law for city elections in said city. Such notice shall be given at least two (2) weeks before the time for holding such elections and shall contain a copy of the substance of said petition without the signatures.

SEC. 5. Such election shall be held in the same manner and be conducted by the same officers, and the votes cast thereat shall be canvassed and returned in the same manner as is provided by law for the election of officers of said city.

Those voting at any election, held under the provisions of this act, in favor of the issuance of such bonds shall have written or printed or partly written and partly printed upon their ballots the words "In favor of the issuance of bonds for railroad purposes, Yes". And those voting against the issuance of bonds shall have written or printed or partly written and partly printed upon their ballots the words "For the issuance of bonds for railroad purposes, No".

In case a majority of the legal voters voting at such election upon such question shall vote in favor of the issuance of such bonds the council of said city shall by resolution order the issuance and delivery of such bonds, and thereupon it shall be the duty of the mayor of said city to prepare or cause to be prepared and issued and delivered in escrow to Louis Ellington, O. H. Lucken, William Anglim and Christian O. Christianson, the bonds of said city, to be held by them until full compliance on the part of the company or corporation building such railroad with the terms upon which such bonds are to be delivered as herein provided.

And the said Louis Ellington, O. H. Lucken, William Anglim and Christian O. Christianson are hereby appointed bond commissioners to receive and hold and deliver such bonds to the railroad entitled thereto upon full and complete compliance with the terms of this act. In case of the death of any or all said commissioners the governor shall within ten (10) days thereafter appoint a successor or successors.

SEC. 6. No bonds shall be delivered by such commissioners under the provisions of this act, until the line of railroad for which such bonds have been issued shall have been built into said city of Crookston, and until the same shall have been made ready for complete operation. In case, under any circumstances, such bonds shall be delivered prior to the time at which such road shall be built into said city, or shall be ready for operation, then such bonds shall be null and void.

SEC. 7. The commissioners to receive such bonds and safely keep the same in their possession until the full and complete compliance on the part of the company or corporation constructing said railroad of the conditions set forth in this act; and upon such compliance they shall deliver up such bonds to such company or corporation, its suc-

cessors or assigns, taking the written receipt of said company or corporation for said bonds. Such receipt shall be filed by said commissioners in the office of the clerk of said city within ten (10) days after the receipt of the same by them.

If such company or corporation shall fail to comply with such conditions, upon such failure it shall be the duty of such commissioners to forthwith return and they shall return such bonds to the city council of said city.

SEC. 8. Each commissioner provided for in this act shall receive as compensation for his services the sum of twenty-five dollars (\$25), which shall be paid to him at the time of the issuance of such bonds, out of any moneys then in the treasury of said city.

SEC. 9. In case of the submission of the question of the issuance of such bonds of any election, as herein provided, and of a determination of such election adverse to the issuance thereof, such determination shall not prevent the subsequent submission of the same or of a similar question; provided, however, that said city council shall not call another election to vote upon said question, until the expiration of three (3) months after the defeat of such proposition.

SEC. 10. The city clerk of said city shall keep on file in his office a record in writing, of all bonds issued under this act, their number, their date, their amount, the time of their maturity, and the name of the company or corporation to which they were voted.

SEC. 11. The city council of said city shall annually levy upon the taxable property of said city an amount of taxes sufficient to pay the interest on such bonds, and shall provide a sinking fund which will be sufficient to redeem such bonds at their maturity.

Such taxes shall be collected in the manner provided by law for the collection of other taxes. Said sinking fund shall be kept inviolate for the redemption of the bonds hereby authorized, and shall be used for no other purpose whatever.

SEC. 12. This act shall take effect and be in force from and after its passage.

Approved April 4, 1889.