

majority of the votes cast shall be in favor of issuing said bonds, then said board of county commissioners shall issue said bonds in accordance with the provisions of this act, and they shall be lawful and valid.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved January 29, 1891.

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## CHAPTER 403.

[H. F. No. 786.]

AN ACT TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS OF LYON COUNTY, MINNESOTA, TO BUILD A COURT HOUSE AND JAIL AND TO ISSUE COUNTY ORDERS OR WARRANTS IN PAYMENT THEREFOR.

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

SECTION 1. The board of county commissioners of the county of Lyon, in the state of Minnesota, are hereby authorized to erect and complete a court house and jail at the county seat of said county, such court house and jail to cost, when completed, a sum not exceeding twenty-five thousand dollars (\$25,000). Nor shall said commissioners enter into any agreement with, or entertain any proposition, plans or specifications tendered by any person or persons, for the erection of such court house and jail to cost any sum in excess of the sum hereinbefore named; *Provided*, that the said court house and jail shall not be erected unless first authorized by a majority vote of the qualified voters voting thereon, at the election to be held as hereinafter provided.

SEC. 2. The said board of county commissioners is further authorized to use in payment for the erection of such court house and jail any and all sums now belonging, or which may hereafter come into, the county revenue, bond and interest funds of said county, not otherwise appropriated.

SEC. 3. Should the sums mentioned in section two (2) of this act be insufficient to pay for the erection and completion of such court house and jail, the said commissioners shall cause to be issued county orders or warrants for the balance remaining unpaid; such warrants shall draw interest at a rate not to exceed seven (7) per cent per annum and shall become due and payable at such time, not exceeding five (5) years after their issue, as the said commissioners may direct, and shall not be sold or disposed of for less than their par value; and all such warrants shall be payable out of the funds mentioned in section two (2) of this act.

SEC. 4. The said board is authorized to employ some suitable person to draft plans and specifications for the construction of such court house and jail, and may also employ a suitable person to act as supervising inspector of the construction of said building, and no money shall be paid or warrants issued for such construction except on the approval of such inspector.

SEC. 5. The proper authorities of the said county of Lyon shall, annually, include in the general tax levied in said county an amount sufficient to pay the interest on such orders as may be issued, and may, in addition to such sum levied for the payment of said interest, include a sufficient amount to pay said orders as they mature.

SEC. 6. The orders issued under the provisions of this act shall be signed by the chairman of the board of county commissioners of said county and countersigned by the auditor and attested by his seal before the same shall be valid; and said auditor shall keep a record of all orders so issued, showing the number, dates, amounts, to whom issued and when and where payable.

SEC. 7. It is hereby made the duty of the county auditor of said county of Lyon to issue a call for a special election in and for said county, for the purpose of voting upon the question of erecting such court house and jail; and such auditor shall give notice of such election by the publication of such call in the official newspaper of said county, at least ten (10) days previous to the time fixed by him for holding such election, and shall also post a copy of such call, at least ten (10) days previous to such election, in each of the voting precincts of said county.

SEC. 8. Those voting in favor of the erection of such court house and jail shall have written or printed, or partly written and partly printed, on the ballots used the words, "For court house and jail;" and those voting against such erection shall have written or printed, or partly written and partly printed, on the ballots used the words, "Against court house and jail."

SEC. 9. Such election shall be held at the usual places for holding elections in said county and be conducted by the same officers and in the same manner as other elections; and it shall be the duty of the town clerks and village recorders of the several towns and villages in said county to make a true return to the county auditor of said county of the votes cast in his town or village, both for and against said proposition, within five (5) days after said election; and the votes shall be canvassed by the auditor and two (2) justices of the peace of said county, within ten (10) days after said election, and if a majority of said votes so canvassed shall be in favor of said proposition, then the said board of county commissioners shall proceed with the erection of such court house and jail, but not otherwise; *Provided*, that if such proposition is defeated at such election, it may be submitted at any future special election, to be called by the county auditor, upon filing in his office a petition therefor, signed by not less than two hundred (200) freeholders, legal voters in said county.

SEC. 10. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved March 20, 1891.