

state applicable thereto, and which avails itself of the provisions of this act, shall thereafter have no power to create any obligation which shall bear interest, except such as may be in renewal of an obligation now existing.

**Duties of city officers.**—No officer or officers of any city which avails itself of the provisions of this act shall have power to draw any order on the treasury of such city, nor issue any evidence of indebtedness other than a bond, unless there shall be at the time such order is drawn, or evidence of indebtedness is issued, sufficient money in the treasury to the credit of the particular fund or account, out of which the same is payable, to pay the same, as well as other unpaid claims before that time audited and allowed against such fund. Every evidence of indebtedness or order issued by any such city contrary to the provisions of this section shall be null and void.

Sec. 5. This act shall not be construed as in any manner superseding, repealing, amending or qualifying the provisions of any home rule charter heretofore adopted by any city or village, under the laws of this state, and this act shall not in any manner apply to any such city or village.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved March 25, 1907.

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#### CHAPTER 63—S. F. No. 179.

*An Act to amend section five, chapter sixty-four of the General Laws of Minnesota for 1905, relating to the publication of notice by town supervisors.*

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

**Sale of bonds.**—Section 1. That section five of chapter sixty-four of the General Laws of Minnesota for 1905 be amended so as to read as follows:

“Section 5. Before any such town shall be authorized to issue its bond as hereinbefore provided, the town supervisors shall give notice by publication for three (3) consecutive weeks in a legal newspaper in the county in which said town is situated, and when the aggregate amount of such

bonds shall exceed the sum of five thousand dollars, then additional notice shall be given by a similar publication for the same length of time in a weekly or daily newspaper printed at the capital of the state, all of which said newspapers shall be designated therefor by resolution of such town supervisors, duly made and recorded, that the said supervisors will receive bids for the sale of said bonds at the time and place to be named in such notice. *Provided*, that in case application is made to the state for the sale of such bonds, notice of the sale of such bonds shall not be necessary.

Sec. 2. This act shall take effect and be in force from and after its passage, and all acts and parts of acts inconsistent with the provisions thereof are hereby repealed.

Approved March 26, 1907.

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CHAPTER 64—S. F. No. 541.

*An Act to legalize bonds issued by cities in certain cases.*

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

**Bonds issued by cities of fourth class declared valid notwithstanding errors.**—Section 1. That in all cases where in any city of the fourth class in this state, the question of issuing the bonds of such city for the purpose of paying up the bonded and floating indebtedness of such city and for the construction of streets, street crossings and drains in said city, has been submitted to the voters of such city at a general election held therein, and a majority of the voters of such city voting at such general election have voted in favor of the issuance of such bonds, and the issue of such bonds does not increase the indebtedness of such city beyond the limit allowed by law, and such bonds have been issued by the proper officers of said city and under its seal and have been negotiated and sold for not less than par, and bear interest at a rate not exceeding the rate allowed by law for such bonds, then and in such case the bonds so issued are hereby declared to be the valid and binding obligations of such city, notwithstanding any error, omission or irregularity in the notice of the general election at which said bonds were voted, or any other error, omission or irregularity in the calling or holding of said election or in the issuance of said bonds.