

the council has heard and passed upon all objections to such proposed assessments, and if it deemed it unjust has amended same as to any lot or lots, and has adopted such assessment by resolution and constituted the same the special assessment against the land named therein and the city clerk or officer of the city performing the functions thereof, has transmitted a certified copy of such assessment to the county auditor to be extended on the property tax lists of the county, and the city acting through its council has issued, or authorized to be issued, certificates of indebtedness in such amounts as are necessary to defray in whole or in part the expense incurred or to be incurred in making such improvements, which said certificates are made payable in annual installments over a period of not exceeding 20 years and bear interest at a rate not exceeding 6% per annum, then the said proceedings and all assessments so levied or attempted to be assessed or levied for the actual cost of such work and the certificates of indebtedness, if any, which have been issued and sold or authorized to be issued and sold to defray the expense incurred in making such improvements, are hereby legalized and declared to be valid and in full force and effect until paid in the time and manner set forth in such proceedings and according to the tenor thereof; and such certificates shall constitute a general obligation of said city.

The amount of any such certificates of indebtedness at any time outstanding shall not be included in determining any such city's aggregate or net indebtedness under the provisions of its charter or of any applicable law.

Sec. 2. *Application.*—This act shall not apply to or affect any action or appeals now pending in which the validity of any such proceedings is called in question.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved February 5, 1921.

CHAPTER 19—H. F. No. 265.

An act to amend Section 2529, General Statutes Minnesota 1913, as amended by Section 10, Chapter 116, Session Laws Minnesota 1915, relating to the town road overseer.

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

Section 1. Road overseer to receive four dollars per day.—That Section 2529, General Statutes Minnesota 1913, as amended by section 10, of chapter 116, Session Laws Minnesota 1915, be and the same hereby is amended so as to read as follows:

“Section 42. Each town shall constitute one road district, except when otherwise provided. When directed so to do by the voters of the town at the annual town meeting, the town board shall divide

each town into as many road districts, not exceeding four, as shall be directed by the voters at the annual town meeting. Provided that for the year 1915 the town board may of its own volition divide the township into such road districts. Provided further, if a town constitutes but one road district the road overseer may appoint one or more competent assistants, subject to the approval of the town board. It shall be the duty of the town board to appoint a road overseer for each district, who shall have charge, under the supervision of the town board of the construction of all town roads in his district and the maintenance of all town and county roads therein. No member of the town board shall be eligible for appointment as town road overseer. The compensation of the road overseer shall be fixed by the town board at a sum not to exceed *four* dollars (\$4.00) per day for the time actually employed in the performance of his duties. Before entering upon his duties he shall give a bond to the town with sureties to be approved by the town board, in the sum of two hundred fifty dollars (\$250.00) conditioned for the faithful discharge of his duties and to return to the town all the property of the town which may come into his custody. The overseer shall hold office at the pleasure of the town board.

Provided, that such road overseer shall have no jurisdiction over county roads in any county which now has or hereafter may have a population of one hundred fifty thousand (150,000) inhabitants, or over, and a county superintendent of highways or other officer to superintend the construction and improvement of roads within its confines."

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

Approved February 5, 1921.

CHAPTER 20—H. F. No. 255.

An act providing for the exchange of certain lands in Jay Cooke Park.

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

Section 1. Auditor may exchange land in Jay Cooke Park.—The state auditor, if he shall think such action for the best interests of the state, is hereby authorized to exchange a tract of land lying within the limits of Jay Cooke Park in Carlton county, described as that part of the north half of the northwest quarter of the northwest quarter of section 9, township 48, range 16, west, lying south of the southerly boundary of the Northern Pacific railway right of way and westerly of a line parallel with and 930 feet west of the easterly boundary line of said northwest quarter, containing 14 acres more or less, for that certain tract of land owned by Conrad Larson also lying within said park and described as the southeast quarter of the