

provide for the accumulation of a sinking fund for the redemption of such bonds or of some specified portion thereof, at their maturity. Such sinking fund shall be created and established by ordinance of said Board, and the moneys to be paid therein shall be obtained from the following sources, to-wit: 1st.—A fixed amount, designated in said ordinance, shall be annually included by the secretary of said Board in his estimate of the several amounts required during the next ensuing fiscal year, and shall be listed by him in his special estimate for the water works department "for sinking fund." Said Board may annually transfer, by resolution in writing, to said sinking fund such portion of the surplus found in the treasury of the water department at the end of any fiscal year, as said board may deem advisable and as said ordinance may permit.

Sec. 6. **Limitation on use of proceeds.**—Said Board hereby is and shall be authorized and fully empowered, in addition to all other powers possessed by it, to use the said bonds or the proceeds of the sale thereof for the purpose hereinbefore specified, but neither the same nor any part thereof shall be used for any other purpose.

Sec. 7. This Act shall take effect and be in force from and after its passage.

Approved April 10, 1923.

CHAPTER 181—H. F. No. 956.

An act to amend Chapter 334, General Laws, Minnesota, 1905, relating to the issuance of bonds by cities of the fourth class for water works or light plant purposes.

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

Section 1. **Bond issues authorized for water and light plant in certain cities of the fourth class.**—That Section 2 of Chapter 334, General Laws, Minnesota, 1905, be, and the same hereby is amended to read as follows:—

Sec. 2. Whenever the city council of any such city, at a regular called meeting thereof, determine by resolution, duly adopted by a three-fourths majority vote of all the members thereof, entered upon the minutes of the proceedings, that it is necessary either to purchase water works or light plants already in existence, or construct, extend, enlarge or improve a municipal water or light plant or either or all thereof, as the case may be, and that the funds in the treasury of said city available therefor, are not sufficient for such purpose, and that it is necessary to issue the bonds of such city in an amount to be determined by such city council in such resolution, such city council may cause the proposition of issuing such bonds in such amount to be submitted to the electors of such city at any general or special election, to be held therein. Such resolution shall fix the time of said voting, if the same be submitted at a

special election, which shall be not less than ten (10) days after the date of the adoption of said resolution, and said special election shall be conducted as provided by law for general elections. The notice of such election at which said proposition is to be submitted, whether general or special, shall contain a statement of the total amount of the principal of said bonds, and the purpose to which it is proposed to put the same.

Sec. 3. Principal and interest to be lien on plants constructed.—That Section 7 of Chapter 334, General Laws, Minnesota, 1905, be, and the same hereby is amended to read as follows:

Section 7. The principal and interest of any such bonds so issued is hereby declared to be a first lien upon the municipal water works or light plants respectively constructed or purchased by means of said bonds or the proceeds of the sale thereof, and the faith and credit of such city issuing the same is hereby irrevocably pledged to the payment thereof, any provision of the law of this state, whether general or special, or by virtue of said chapter three hundred and fifty-one (351), as amended, of the General Laws of Minnesota, for the year eighteen hundred and ninety-nine (1899), to the contrary notwithstanding. *The bonds of any such city issued pursuant to the terms and provisions of this act at any time outstanding shall not be included in determining any such city's net indebtedness under the provisions of its charter or of any applicable law.*

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 10, 1923.

CHAPTER 182—H. F. No. 961.

An act authorizing the remission of penalties for delay in delivery of motor vehicle plates.

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

Section 1. Printing commission may remit penalties in certain cases.—The state printing commission is authorized to remit penalties incurred and charged against the account of the contractor because of delay in the delivery of motor vehicle plates under the provisions of any contract heretofore made between the state and such contractor, and to pay over to the contractor any amount withheld because of such penalties, where it appears that such delay in delivery was not wilful but excusable and where the state has suffered no loss and the registrar has been put to no inconvenience by reason of the delay in delivery.

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

Approved April 10, 1923.