

4. All other debts shall be paid in full if there be sufficient left wherewith to do so, and if not, they shall be paid pro rata. Provided, that no debt for which the creditor holds a mortgage, pledge, or other security shall be paid until he has exhausted his security, or has surrendered it to the assignee."

Approved April 17, 1925.

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CHAPTER 257—H. F. No. 938.

*An act to authorize cities in this state now or hereafter having a population of more than fifty thousand inhabitants, to issue and sell bonds for the purpose of acquiring and improving lands for public parks, parkways and playgrounds.*

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

**Section 1. Cities authorized to issue bonds for public parks.**—Any city in this state now or hereafter having a population of over fifty thousand inhabitants is hereby authorized and empowered, upon request of the Board of Park Commissioners of such city or of such other governing body as may have charge and supervision of the parks, parkways and playgrounds of such city, by ordinance duly enacted by an affirmative vote of not less than two-thirds of all the members elect of its governing body, to issue and sell at such times and in such amount as is deemed expedient, bonds of such city not exceeding One Hundred Twenty-five Thousand (\$125,000) Dollars par value for the purpose of acquiring and improving lands for public parks, parkways and playgrounds, provided that this act shall not supersede the provisions of the charter of any city providing for the referendum of ordinances passed by the governing body to a vote of the electors of the city, nor with the provisions of the charter of any city making the action of the common council subject to approval by a Board of Estimate and Taxation, nor with the provisions of any such charter prescribing a particular method of authorization of such bonds.

**Sec. 2. Tax levy to pay bonds and interest.**—The bonds authorized by Section 1 of this act, or any portion thereof, may be issued and sold by any such city, but the full faith and credit of any such city shall at all times be pledged for the payment of any bonds issued under this act and for the current interest thereon, and the common council of such city shall each year include in the tax levy for such city, a sufficient amount to provide for the payment of such interest, and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

**Sec. 3. Limitations.**—No bonds shall be issued by any such city for the purpose herein above mentioned, to run for a longer

term than thirty years or bearing interest at a higher rate than six per cent per annum, but the place of payment of the principal and interest thereon, and the denominations in which the same shall be issued shall be such as may be determined upon by the common council and may be in the form of coupon bonds or registered certificates, so-called. All such bonds shall be signed by the mayor, attested by the city clerk and countersigned by the city comptroller or auditor of such city, and shall be sealed with the seal of such city, except that the signature to the coupons attached to such bonds, if any, may be lithographed thereon, and none of such bonds shall be sold at less than ninety-five per cent of their par value and accrued interest, and then only to the highest responsible bidder therefor.

Sec. 4. **Application.**—This act shall apply to cities governed by a charter adopted pursuant to Section 36, Article 4, of the Constitution of this state; and the powers herein granted are in addition to all existing powers of such cities.

Approved April 17, 1925.

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CHAPTER 258—H. F. No. 1197.

*An act to amend Section 5035, General Statutes 1923, entitled "Boards of grain appeals to establish 'Minnesota grades' to fix value of dockage."*

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

Section 1. **Board of grain appeals to establish Minnesota grades.**—That Section 5035, General Statutes 1923, be amended so as to read as follows:

"Sec. 5035. The two boards or a majority of the six members thereof shall meet annually in joint session on or before September 15, and establish the grades of all grain subject to state inspection to be known as the "Minnesota Grades," and all grain received at any public warehouse shall be graded accordingly. Such grades shall not be changed before the next annual meeting without the concurrence of at least five members of such boards. In establishing the grades, in addition to the physical qualities of the grain, there shall be taken into consideration the milling and bread-producing quality of all grain products used as human food. Each of said boards shall determine the grade and dockage, if any, of all grain in all cases where appeals from the decisions of the chief inspector have been taken and for such purpose they may request fresh samples of such grain to be furnished direct to the board having the case under consideration. Dockage shall be considered as being of two classes: First, that having value, and second, that having no value. The two boards shall annually, at the joint sessions