

be exercised under and pursuant to the terms and provisions of Chapter 41, General Statutes 1923, and acts amendatory thereof, and supplemental thereto.

Sec. 2. **To be under supervision of Board of Health.**—The establishment of any such sewers or any such filtration plants, or both for such purposes and their maintenance and operation, shall be under the supervision of the Chairman of the Board of Health of the town, village or city in which such association has its operating plant.

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

Approved April 14, 1927.

CHAPTER 180—H. F. No. 559

An act providing for the creation and administration of charitable trusts.

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

Section 1. **Trusts created.**—Express trusts of real or personal property, or both, may be created to receive by grant, devise, gift, or bequest, and to take charge of, invest and administer in accordance with the terms of the trust, upon and for any charitable, benevolent, educational, religious or other public use or trust.

Sec. 2. **Not to be invalid for uncertainty.**—No such Trust shall be invalid because of indefiniteness or uncertainty of the object of such trust or of the beneficiaries thereof designated in the instrument creating the same nor by reason of the same contravening any Statute or rule against perpetuities, but no such Trust shall be construed so as to prevent or limit the free alienation of the title to any of the trust estate by the Trustee in the administration of said Trust, except as may be permitted under existing or subsequent Statutes.

Sec. 3. **Liberal construction.**—Such Trust shall be liberally construed by the Courts so that the intentions of the Donor thereof shall be carried out whenever possible, and no such Trust shall fail solely because the Donor has imperfectly outlined the purpose and object of such charity or the method of administration. Whenever it shall appear to the District Court of the proper county that the purpose and object of such charity is imperfectly expressed, or the method of administration is incomplete or imperfect, or that the circumstances have so changed since the execution of the instrument creating the Trust as to render impracticable, inexpedient, or impossible a literal compliance with the terms of such instrument, such

Court may upon the application and with the consent of the Trustee, and, upon such notice as said Court may direct, make an order directing that such Trust shall be administered or expended in such manner as in the judgment of said Court will, as nearly as can be accomplished the general purposes of the instrument and the object and intention of the Donor without regard to, and free from any, specific restriction, limitation or direction contained therein, provided, however, that no such order shall be made without the consent of the Donor of said Trust if he is then living and mentally competent. The attorney general shall represent the beneficiaries in all cases arising under this act, and it shall be his duty to enforce such trusts by proper proceedings in the courts.

Sec. 4. **Application.**—Nothing in this act contained shall in any manner impair, limit, or abridge the operation and efficacy of the whole or any part of any existing Statute authorizing the creation of corporations for charitable purposes or permitting municipal corporations to act as Trustee for any public or charitable purpose under any existing Statute. Nothing in this Act shall apply to any gift, bequest, devise, or trust, made, created, or arising by or under the provisions of the will of any person whose decease occurred before this Act takes effect.

Approved April 14, 1927.

CHAPTER 181—H. F. No. 895

An act creating a metropolitan drainage commission to study the subject of sewage disposal of any cities of the first class located upon any natural water course which in whole, or in part, flows through, or adjacent to, two or more of such cities, and in which sewage from such city, or cities, is disposed.

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

Section 1. **Metropolitan drainage commission authorized—appointments.**—Whenever it shall appear that two or more cities of the first class are disposing of sewage into any natural water course which in whole, or in part, flows through, or adjacent to, two or more of such cities, the Governor shall appoint a metropolitan drainage commission. Such commission shall consist of two representatives from each such city, and one person to be selected by the Governor. Within thirty days after taking effect of this act, the city council or other governing body, and the mayor of each such city, shall each select one person and certify their names to the Governor, and the Governor shall, within ten days after the last of said nominations has been so certified to him, appoint said persons so certi-