

no purchaser or owner of any such refunding bonds shall be under any obligation whatever with respect to the application of the proceeds when received by such independent school district.

**Sec. 4. Tax levy to retire bonds.**—The governing body of any independent school district issuing bonds under the provisions of this act shall, before the issuance thereof, levy for each year until the principal and interest are paid in full a direct annual tax in an amount not less than five per cent in excess of the sum required to pay the principal and interest thereof when and as same mature notwithstanding any existing limitation. After such refunding bonds have been delivered to the purchaser thereof, such tax shall be irrepealable until such bonds have been paid and no further action of the governing body shall be necessary to authorize the extensions, assessments and collection of such tax. The recording officer of such independent school district shall forthwith furnish a certified copy of such levy to the county auditor or county auditors of the county or counties in which such district is situated, together with full information regarding the bonds for which the tax is levied and such county auditor or county auditors shall enter the same in the register provided for such cases and shall extend and assess the tax so levied.

**Sec. 5. Outstanding bonds legalized.**—All bonds of any such independent school district which do not mature serially in annual installments throughout the life thereof, and which are now outstanding, are hereby ratified, validated and confirmed.

**Sec. 6. Provisions of act to be paramount.**—The provisions of this act shall be paramount and controlling notwithstanding any act or part thereof which may be inconsistent herewith and no proceedings shall be necessary for the issuance of the refunding bonds authorized hereby other than those which are specifically required herein.

Approved April 16, 1941.

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CHAPTER 264—H. F. No. 1403

*An act relating to airports and landing fields; amending Mason's Supplement 1940, Section 5494-38.*

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

Section 1. Law amended.—Mason's Supplement 1940, Section 5494-38, is hereby amended to read as follows:

"5494-38. County board may acquire county airport.—The board of county commissioners of any county in this state is hereby authorized to acquire, establish, construct, own, control, lease, equip, improve, maintain, operate, and regulate airports or landing fields for the use of airplanes and other aircraft within the limits of such counties, and may use for such purpose or purposes any property suitable therefor that is now or may at any time hereafter be owned or controlled by such county. The power or authority granted to any county or other political subdivision of the state by the provisions of *Mason's Supplement 1940, Sections 5494-37 to 5494-47, inclusive*, may, in any county of this state having at any time an area of over 5,000 square miles and a population of over 200,000 inhabitants, or in any county of this state having at any time an area of over 1,000 square miles and a population of over 30,000 inhabitants and containing not more than 45 full and fractional congressional townships, be exercised in co-operation with the governing body of any other such political subdivision in such county, as well as separately, in order to carry into effect the powers herein granted, whenever the governing body or bodies of any such political sub-division shall determine it to be in the public interest. Any co-operative agreement entered into between the governing bodies of any two or more such political subdivisions, either for the carrying on or abandonment of any airport or landing field in such county shall be binding upon their respective political sub-divisions.

Any payments heretofore made by any such county having over 5,000 square miles of area and a population of 200,000 inhabitants, or by any county having at any time an area of 1,000 square miles and a population of over 30,000 inhabitants and containing not more than 45 full and fractional congressional townships, to any other political sub-division of said county, is hereby legalized and declared valid in all respects; provided that no such counties or political subdivision in such counties shall, jointly or separately, have authority to spend in any calendar year more than \$50,000, in order to carry into effect the powers herein granted. Any such expenditures shall be included in, and shall not be in excess of, any limitations on expenditures of such political subdivision now fixed by law.

Approved April 16, 1941.