

held by him as fiduciary, the bank receiving such deposit is not bound to inquire whether the fiduciary is committing thereby a breach of his obligation as fiduciary; and the bank is authorized to pay the amount of the deposit or any part thereof upon the personal check of the fiduciary without being liable to the principal, unless the bank receives the deposit or pays the check with actual knowledge that the fiduciary is committing a breach of his obligation as fiduciary in making such deposit or in drawing such check, or with knowledge of such facts that its action in receiving the deposit or paying the check amounts to bad faith.

Sec. 10. Deposit in names of two or more trustees. When a deposit is made in a bank in the name of two or more persons as trustees and a check is drawn upon the trust account by any trustee or trustees authorized by the other trustee or trustees to draw checks upon the trust account, neither the payee nor other holder nor the bank is bound to inquire whether it is a breach of trust to authorize such trustee or trustees to draw checks upon the trust account, and is not liable unless the circumstances be such that the action of the payee or other holder or the bank amounts to bad faith.

Sec. 11. Not retroactive. The provisions of this act shall not apply to transactions taking place prior to the time when it takes effect.

Sec. 12. Cases not provided for in act. In any case not provided for in this act the rules of law and equity including the law merchant and those rules of law and equity relating to trusts, agency, negotiable instruments, and banking, shall continue to apply.

Sec. 13. Citation. This act may be cited as the Uniform Fiduciaries Act.

Approved March 31, 1945.

CHAPTER 203—H. F. No. 701

An act legalizing proceedings of the city council of certain cities of the fourth class in connection with the issuance and sale of warrants, bonds or certificates payable solely from earnings of a public utility heretofore owned by the city.

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

Section 1. Legalizing certain proceedings of councils of cities of fourth class. In all cases where the city council of

any city of the fourth class organized under a Home Rule Charter adopted pursuant to Article IV, Section 36 of the Constitution of the State of Minnesota, has heretofore adopted proceedings for the issuance and sale of warrants, bonds or certificates payable solely from the earnings of a public utility heretofore owned by the city, all such proceedings are hereby legalized and all such warrants, bonds or certificates are hereby legalized and declared to be valid and binding obligations of said city, payable solely from the revenues of such utility, notwithstanding any provisions or restrictions in the Home Rule Charter of said city regulating or prohibiting such proceedings for the issuance thereof.

Approved March 31, 1945.

CHAPTER 204—H. F. No. 761

An act providing for the renewal of the corporate existence of firemen's relief associations.

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

Section 1. Renewal of corporate existence of certain firemen's relief associations. Any incorporated firemen's relief association, whose period of duration has expired less than 20 years before the passage of this act and which has continued to carry on its business without renewal, may renew the period of its corporate existence for any additional term up to perpetuity from the date of such expiration with the same force and effect as if such renewal had been effected before its said period of duration expired. Such renewal shall be accomplished by the adoption of a resolution to that effect by the board of trustees of such corporation at any regular meeting of such board or at a special meeting called for that purpose. A copy of such resolution certified by the secretary of the corporation shall be filed with the Secretary of State and recorded in the office of the register of deeds in the county in which the articles of incorporation are recorded, or if not recorded, then in the county where such relief association is located. Upon such filing and recording the corporate existence of the corporation shall be renewed in accordance with this resolution. This act shall not affect any pending litigation.

Sec. 2. Proceedings to relate back. When steps have been taken as herein provided to renew the corporate existence of