

al or callable at some time prior to their maturity date. The issuance of such refunding revenue certificates shall be authorized by a resolution of the governing body or governing bodies and shall constitute the same charge or lien on the airport building revenue fund as did the certificates refunded.

[360.73] **Sec. 6. This not affected by special or home rule charter.** No provision of any existing law or special or home rule charter shall be deemed or construed to impair, curtail or limit in amount, form or manner the power to authorize and issue revenue certificates as herein provided and the revenue certificates herein authorized shall not be included in computing the net indebtedness of such municipality or county under any applicable law or charter.

Approved April 22, 1949.

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CHAPTER 591—S. F. No. 1370

[Not Coded]

*An act relating to the annexation of parts of unorganized territory to adjoining school districts.*

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

**Section 1. Unorganized territory administered by board of education.** This act shall apply to all counties in the state having an area of more than 1,300,000 acres and having a total assessed valuation of less than \$3,000,000, in which is located unorganized territory administered by a county board of education.

**Sec. 2. Petition for annexation.** 20 or more of the freeholders residing in that part of said unorganized territory to be affected by the proceedings hereinafter described, may petition the county board for the approval of the annexation of that part of said unorganized territory in which said petitioners reside to any adjoining school district in the same or an adjoining county.

**Sec. 3. Contents of petition.** Such petition shall contain (1) a correct description of the territory to be directly af-

fectured by such change in boundary lines, (2) the number of persons residing in such territory, and (3) the reasons for such change, which shall include the fact that the change will more equitably provide or apportion educational opportunities in one or both of the districts affected.

**Sec. 4. Time and place of hearing; notice.** Upon the presentation of such petition, the said county board of education for unorganized territory, shall appoint a time and place for hearing thereon and shall cause two weeks published notice thereof to be given in the county. Such notice shall also be served on the town clerk of each township in which the area described in said petition is situated by mail at least ten days before the time set for hearing, and the county superintendent's certificate shall be proof of the mailing.

**Sec. 5. Hearing; determination; order.** At the hearing, the board shall receive any evidence and consider any arguments for or against such proposed change in boundaries and shall make an order either approving or disapproving the petition; and, if the petition be granted, the order shall particularly set forth the change to be effected, and a copy thereof shall be filed with the county auditor, and a copy thereof, together with a copy of the said petition, mailed to the clerk of the adjoining school district named in said petition. The county board of education shall approve the petition if such change in boundaries will be for the best interests of a majority of the pupils of that part of the unorganized territory described in said petition. Within 60 days after copy of such approval has been mailed to the clerk of said adjoining school district, the clerk shall call a meeting of the school board of such adjoining district, which board shall then vote on the question of annexing the territory described in said petition. If a majority of such school board shall vote in favor thereof, the said territory described in said petition shall thereafter become a part of such existing school district.

**Sec. 6. Appeal.** Subdivision 1. Any person aggrieved may appeal from the order of the said county board of education approving or disapproving said petition upon the following grounds: (1) that the county board of education had no jurisdiction to act; or (2) that its act is against the best interests of a majority of the pupils of the area described in said petition.

Subd. 2. Such appeals shall be taken by serving upon the county auditor within 30 days from the date of making of the order a notice of appeal specifying the grounds thereof. Such further proceedings shall be had upon such appeal as upon appeals from the county board.

Sec. 7. **After annexation.** After such annexation, the governing body of the said adjoining school district shall have control of all of the school property within that part of said unorganized school district described in said petition, and the said county board of education for unorganized territory shall by appropriate action transfer and convey to the school board all of the school property used for or in connection with school purposes in the territory in said portion of such unorganized school district so annexed.

Approved April 22, 1949.

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CHAPTER 592—S. F. No. 1391  
[Not Coded]

*An act to authorize certain cities of the fourth class to issue permanent improvement revolving fund bonds notwithstanding any limitation in the home rule charter of such city.*

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

Section 1. **Permanent Improvement Revolving Fund bonds authorized; certain cities of the fourth class.** 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, which charter provides for a permanent improvement revolving fund as one of the funds in the city treasury shall be authorized to issue bonds in the amount of not to exceed \$200,000.00 to create and maintain such fund notwithstanding any charter provision limiting the amount of bonds or certificates of indebtedness which such city may issue to a fraction of the total cost of any improvement. Except as qualified herein, all of the provisions of such charter and of Minnesota Statutes 1945, Chapter 475, and any amendments thereof shall apply to the issuance of such bonds.

Sec. 2. **Remedial.** It is expressly found and determined that this act is remedial in nature, being necessary to protect