

## CHAPTER 306

### PUBLIC CEMETERIES

306.41 Permanent care and improvement fund, establishment; procedure; where deposited or invested.

#### **306.41 PERMANENT CARE AND IMPROVEMENT FUND, ESTABLISHMENT; PROCEDURE; WHERE DEPOSITED OR INVESTED.**

The board of supervisors of any town, or the governing body of any incorporated city or statutory city, or the board of trustees, or the directors, not less than three in number, of any religious incorporation or of any association formed under the provisions of law for the purpose of maintaining a cemetery in the state of Minnesota, which shall have established and shall be maintaining a cemetery of not less than one-half an acre in area, a plat of which is on file in the office of the county recorder of the county in which such cemetery is located, by a unanimous vote of such supervisors, members of governing body, trustees, or directors, which vote may be taken at any regular meeting of such board or governing body, or at a special meeting called for the purpose, may provide, in accordance with the provisions of sections 306.41 to 306.54 for the establishment of a permanent fund to be deposited or invested as provided in section 306.44, the income whereof shall be devoted to the care, maintenance, and improvement of such cemetery, which shall be known as the permanent care and improvement fund of the cemetery of such municipality or incorporation. It is herein provided that the establishment of any such permanent care and improvement fund shall not be deemed invalid as violating any existing law against perpetuities or suspending the power of alienation; provided, that such fund shall never, in any case, be allowed to exceed \$25,000 per acre of the cemetery to be cared for.

**History:** 1987 c 18 s 1