

Funds

SEC. 14. The amounts received for cash premiums and payments, together with the investments and accumulations thereof, remaining on hand at any time, shall constitute the actual funds of such corporations, the amounts due on premium notes shall constitute the contingent fund, and the aggregate of such funds the capital of such corporations, for all the purposes for which said terms are made as provided for in this act.

SEC. 15. This act shall take effect and be in force from and after its passage.

Approved February 23, 1881.

CHAPTER 92.

AN ACT TO AUTHORIZE THE DIVISION OF THE COUNTY OF POLK IN THIS STATE, AND THE ORGANIZATION OF A NEW COUNTY FROM A PORTION OF THE TERRITORY EMBRACED THEREIN, AND FOR OTHER PURPOSES.

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

SECTION 1. That all that portion of the territory of the present county of Polk south of the line running east and west between townships one hundred and forty-six (146) and one hundred and forty-seven (147), be and the same hereby is established as the county of Norman, and the County Seat of said county shall be at the town of Ada.

Submission to
a vote of the
people.

SEC. 2. At the time of giving notice of the next general election to be held in the year A. D. one thousand eight hundred and eighty-one (1881), it shall be the duty of the officers of each voting precinct in the county of Polk, required to give notice of such election, to, in the same manner and at the same time, give notice that at such election the provisions of this act will be submitted to the electors of said county of Polk for their approval or disapproval.

How ballots
shall read.

SEC. 3. At said election each voter of said Polk county in favor of establishing the county proposed in this act, shall have printed or written, or partly printed and partly written on his ballot, "For establishing the county of Norman;" and those opposed to the establishing of the proposed county shall have written or printed, or partly written and partly printed on their ballots the words, "Against establishing the county of Norman." Such votes shall be received and canvassed at the same time and in the same manner, and returns

thereof made to the same officers by the judges of election precincts in said county, as ballots for county officers are required to be canvassed and returned.

SEC. 4. The county canvassing board of the county of Polk shall canvass the returns upon the said propositions in the same manner and at the same time as returns for county officers are required by law to be canvassed, and the abstract thereof shall be made on one sheet, signed and certified in the same manner as in case of abstract of votes for county officers, and said abstract shall be deposited in the County Auditor's office immediately thereafter, and a copy thereof, duly certified by the County Auditor, immediately enclosed and forwarded by him to the Secretary of State; and if it appears that this act has been approved by a majority of the electors of said county voting at said election, the Governor shall make proclamation to that effect forthwith, in such manner as he shall deem advisable.

Canvassing
election re-
turns.

SEC. 5. In case said county of Norman shall be established by the voters of said counties as herein provided, the Governor shall appoint three (3) qualified electors of said county of Norman as Commissioners of said county, and said Commissioners shall, as soon as may be after their appointment, meet at the county seat and qualify and enter upon the duties of their offices, and they shall hold their offices until the next general election after they have qualified, and until their successors are elected and qualified.

When com-
missioners
shall qualify.

SEC. 6. The county commissioners appointed and qualified according to the provisions of section five (5) of this act shall, at their first meeting, or at any subsequent meeting previous to the next general election, appoint qualified persons to fill all the county offices in said county except Clerk of the District Court who shall be appointed by the Judge of said Court, which officers so appointed and having qualified shall hold their offices until the next general election after their appointment, and until their successors are elected and qualified.

Appointment
of county off-
cers.

SEC. 7. It shall be the duty of the Register of Deeds appointed by section six (6) of this act, or his successors in office, to transcribe into the records of his office, as soon as may be, all the records pertaining to all the property included in the said new county of Norman from the records of the county of Polk, and he shall receive for said work from the County Treasurer of said new county of Norman not to exceed the sum of six (6) cents per folio, and said records so made shall be the legal records of and pertaining to all said property in said Norman county, and have the same effect in law as though the original instruments had been recorded in said office, and may be read in evidence in any court of this State as such records.

Transcribing
records of
property—
compensation.

SEC. 8. This act shall not be deemed nor construed to affect in any manner the collection of any tax upon any prop-

Taxes uncollected—how applied.

erty within the territory of said new county of Norman, levied and uncollected previous to the time when this act shall take effect, but all such taxes shall be collected and payment thereof enforced by the officers of the county of Polk, in the same manner and with the same effect as if said territory had remained and continued a part of the county of Polk; and any and all moneys then remaining in or afterwards coming into the Treasury of the said county of Polk, or into the possession of any officer of said county, belonging to or payable to any town, or school or road district hereby made a part of said new county of Norman, shall be apportioned and paid over to such town or district in the same manner as they would have been had such town or district remained within the said county of Polk. *Provided*, however, that no tax shall be levied after the passage of this act upon property within said new county of Norman for any indebtedness incurred after the passage of this act for buildings or improvements not within the territory established as said county of Norman under the provisions of this act.

Floating indebtedness.

SEC. 9. *The floating indebtedness of the county of Polk at the time of the passage of this act for the establishment of said county of Norman, as provided for in section four (4) of this act, shall be borne by said Polk county and said Norman county in proportion to their respective valuations for taxations of real and personal property as shown by the then last general assessments for such purposes. And the proportion of such indebtedness belonging to said county of Norman to pay shall be paid by said county of Norman to the Treasurer of said Polk county within twelve (12) months after the establishment by proclamation of the Governor, as aforesaid, of said new county, with interest to the date of such payment.*

Issuing bonds.

SEC. 10. *For the purpose of meeting its proportion of indebtedness of said Polk county as aforesaid, and of providing necessary record books, furniture for county offices, official seals, and other necessary county expenses, the said county of Norman, after its complete establishment and organization, as herein provided for, shall be authorized to issue the bonds of said county, not exceeding in amount the sum of ten thousand dollars (\$10,000), to run for a period of not more than ten (10) years and bearing interest at the rate of not more than seven (7) per cent. per annum.*

Terms of court.

SEC. 11. *General terms of the District Court for the said county of Norman shall be held on the first (1st) Tuesday in November of each year, from and including the year A. D. one thousand eight hundred and eighty-two (1882), at the said county seat of said county.*

SEC. 12. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 13. This act shall take effect and be in force from and after its passage.

Approved February 17, 1881.

CHAPTER 93.

AN ACT TO AUTHORIZE CERTAIN CITIES, BOROUGHS AND VILLAGES TO ISSUE BONDS FOR THE ERECTION OF PUBLIC BUILDINGS, AND PROVIDE FOR THE PAYMENT OF THE SAME.

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

SECTION 1. Whenever the council of any city, borough or village in this State, having a population not exceeding ten (10,000) thousand inhabitants, and who are authorized to erect buildings therefor, and levy taxes to pay for the same, shall determine that it is for the interest of such city, borough or village to erect a building for the purpose of a city hall, market house, engine house, city offices or city prison, or one building for all or several of these purposes combined, it shall be lawful for them and they are hereby authorized and empowered to issue for that purpose at any time, the bonds of such city, borough or village, as hereinafter stated, with interest coupons, attached to an amount not exceeding two (2) per cent. of the total assessed valuation thereof, as the same appears by the assessment of the preceding year, and with the proceeds of such bonds to erect any such hall, market house, engine house, city offices or city prison or building for all or several of these purposes combined. *Provided*, that whenever the council of any city, borough or village in this State contemplating the erection of any such building, the proposition shall first be submitted to the legal voters within the limits of such city, borough or village for their approval or rejection; and if a majority of the electors present and voting is in favor of such proposition, then such council shall proceed as herein provided; but if such majority is opposed, then it shall be illegal for such council to issue any bonds or other evidences of indebtedness for any such purposes.

Bonds for public buildings.

Majority of votes necessary.

SEC. 2. Any such council is hereby authorized and empowered, if desired by them, to so erect and construct any