

Sec. 3. [Subd. 3.] At the time and place mentioned in the notice the meeting so called shall be held. Any owner of one or more lots in the cemetery may be present in person or by proxy and shall be entitled to one vote at that and all subsequent meetings of the lot owners. The meeting may be called to order by any lot owner and shall be organized by choosing in the usual manner a chairman and a secretary. The meeting shall thereupon proceed to fill the vacancies among the associates. The voting at such meeting shall be by viva voce, unless otherwise ordered by those present at the meeting. A majority of the lot owners voting at the meeting shall elect.

Sec. 4. [Subd. 4.] The chairman and the secretary of the meeting shall, within five days after the meeting is held, prepare a certificate, which shall set forth the existence of the facts mentioned in section 1 hereof. It shall further state that the meeting was held, giving the names of the chairman and the secretary and the names of the lot owners present and voting; but, if more than ten are so present and voting, the names of ten thereof shall be sufficient, but in such case the number of lot owners present and voting shall be stated. The certificate shall also give the names of the persons elected as associates and shall be recorded at length in the office of the register of deeds in and for the county in which such cemetery is located, and the certificate or the record thereof shall be prima facie evidence of all the facts stated therein and required to be so stated.

Sec. 5. [Subd. 5.] The associates elected at the meeting of the lot owners shall exercise all of the powers of associates as provided by law and the articles of incorporation of the association, and shall fill any vacancy then existing in the board of directors or trustees of the association.

Approved February 6, 1959.

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CHAPTER 8—H. F. No. 63

[Not Coded]

*An act authorizing the creation of hospital districts by the County of Roseau, the construction, equipment, acquisition, and operation of district hospitals, nursing homes, and board and care homes therein, and the issuance of bonds therefor; amending Laws 1957, Chapter 539, Sections 1, 2 and 3.*

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

Section 1. Laws 1957, Chapter 539, Section 1, is amended to read:

Section 1. **Hospital districts, County of Roseau authorized to create.** The board of county commissioners of *the county of Roseau* may, when requested so to do by resolution of the governing body of each of one or more cities, towns, and villages within the county, by resolution create a hospital district comprising part of or the entire area of such cities, villages, and towns, provided that the most recent assessed valuation of all taxable property within the area is not less than \$1,500,000 and no non-contiguous areas are included therein.

Sec. 2. Laws 1957, Chapter 539, Section 2, is amended to read:

Sec. 2. **District hospital board, members.** The board of county commissioners may also authorize and direct the construction and equipment or the acquisition and equipment of a district hospital, *nursing home, and board and care home* in any such district, to be operated under the supervision of a district hospital board. The hospital board shall consist of *not less than six nor more than twelve* members appointed by the county board. Two members of the first board shall be appointed for a two year term, two for a four year term, and *the remaining members* for a six year term and each shall hold office until their respective successors are appointed and qualified. Successors to original board members shall be appointed for six year terms and shall serve until other members are chosen and qualified. The expense of operation and debt retirement of any such hospital *or home* shall be paid from the revenue derived therefrom and to the extent necessary, from ad valorem taxes to be levied solely upon the taxable property situated within the district, and to the extent determined by the board of county commissioners from time to time, from appropriations made in accordance with Minnesota Statutes, Section 376.08. All revenues so received and taxes so levied shall be segregated in a special fund by the county treasurer and disbursed only upon orders signed by the chairman of the hospital board and countersigned by the county auditor, pursuant to resolutions of the hospital board. All contracts with reference to the construction, equipment, and operation of the hospital, *nursing home, and board and care home* shall be approved by the county board and executed in the same manner as other county contracts, and the county board shall at least annually examine and approve or take any necessary remedial action with reference to the receipts and disbursements shown

by the books and records of each district hospital, *nursing home, and board and care home*, and levy such tax in accordance with this section as may be necessary for the operation thereof in the succeeding year.

Sec. 3. Laws 1957, Chapter 539, Section 3, is amended to read:

Sec. 3. **Bond issue, tax levy.** The construction and equipment or the acquisition and equipment and the subsequent improvement of any such hospital, *nursing home, and board and care home* may be financed in whole or part by the issuance of general obligation bonds in the manner provided in Minnesota Statutes, Chapter 475. The amount of the bonds issued for any hospital district and outstanding at any time, less cash and investments held in the sinking fund therefor, shall not exceed \$500,000. The proceedings for the issuance of the bonds shall be instituted and completed by the board of county commissioners. Notice of the election on the bonds shall be published in each legal newspaper published in the district, not less than ten days before the election, and all qualified electors residing in the district shall be entitled to vote at the election, each at the polling place for the voting precinct in which he resides, as established for state and county elections. Taxes for the payment of the bonds shall be levied by the county board on all taxable property within the hospital district and shall not be subject to any statutory limitation as to rate or amount. The bonds shall not constitute indebtedness for any purpose of the county or any city, village, or town and shall be payable solely from taxes levied on properties within the hospital district, and the liability of the county thereon shall be limited to the completion of all proceedings required for the levy of such taxes and the creation and maintenance of a sinking fund and the payments of the bonds and the interest from such fund in accordance with existing law; provided that the board of county commissioners may from time to time appropriate money for the erection of any hospital, *nursing home, and board and care home* financed by such bonds, in the manner and to the extent authorized by Minnesota Statutes, Section 376.08, and any money so appropriated shall be credited to the sinking fund for such bonds.

Sec. 4. This act shall become effective only after its approval by a majority of the governing body of the county of Roseau.

Approved February 6, 1959.

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