

board of any such county is also authorized and empowered to agree with any city, village or town in such county for the use of such pistol range by its police officers on such terms and conditions as may be agreed upon.

Sec. 3. Management by sheriff. The sheriff of any such county shall have complete control of any pistol range so established and he shall be charged with the supervision thereof and for that purpose may establish and impose rules and regulations for its use and may deny any person or persons the use of such range as a penalty for violation of such rules or regulations.

Approved April 15, 1953.

CHAPTER 368—S. F. No. 1377

[Coded in Part]

An act relating to foreign banking and trust associations and corporations acting as executors, administrators, trustees, and guardians in this state; amending Minnesota Statutes 1949, Section 303.02.

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

Section 1. Minnesota Statutes 1949, Section 303.02, is amended to read:

303.02 Definitions. Subdivision 1. **Terms.** For the purposes of this chapter *the terms defined in this section have the meanings ascribed to them.*

Subd. 2. Corporation. In addition to the meaning set forth in Minnesota Statutes, section 300.02, subdivision 2, "corporation" means a corporation formed for profit.

Subd. 3. Foreign trust association of a conterminous state. *"Foreign trust association of a conterminous state" includes every banking and trust association or corporation organized under the laws of any state conterminous with this state having the power to act as executor, administrator, trustee, or guardian, and every national banking association maintaining its principal office in any state conterminous with this state which is granted permission by the federal reserve board to act in a fiduciary capacity under the provisions of Subsection K of Section 11 of the Federal Reserve Act, as amended.*

Subd. 4. Foreign corporation. "Foreign corporation" does not include *any corporation* which, under the constitution

and statutes of the United States, may transact business in this state without first obtaining a certificate of authority so to do, insurance companies as defined by *Minnesota Statutes*, section 60.02, and any banking or trust association or corporation or national banking association acting in this state as an executor, administrator, trustee, or guardian under section 2.

Subd. 5. **Address.** "Address" includes the name of the post office, street and number, if any, or name of building and the room or office number therein when customarily used as a part of a mailing address.

Subd. 6. **Process.** "Process" means any statutory notice or demand required or permitted to be served on a natural person or a corporation, and includes the summons in a civil action, and any process which may be issued in any action or proceeding in any court.

Subd. 7. **Articles of incorporation.** "Articles of incorporation" means the original articles of incorporation, all articles or certificates of amendment thereof, articles of consolidation or merger, and certificates filed or issued in connection with reduction of stated capital.

Sec. 2. [303.25] Foreign trust associations of a conterminous state, powers. *Subdivision 1. Any foreign trust association of a conterminous state may accept appointment and act as executor of the will or administrator of the estate of any decedent who was a resident of this state at the time of his death, as trustee of any trust created by a resident of this state by will or otherwise, and as guardian of the estate of any resident of this state if banking or trust associations or corporations organized under the laws of this state or national banking associations maintaining their principal offices in this state are permitted to act as such executors, administrators, trustees or guardians in the state in which such foreign trust association of a conterminous state maintains its principal office.*

Subd. 2. Before accepting appointment or acting as such executor, administrator, trustee, or guardian, a foreign trust association of a conterminous state shall appoint the secretary of state, his successor or successors in office, its true and lawful attorney upon whom may be served all legal process in any action or proceeding against it, or in which it may be a party, in relation to or involving any acts or defaults by it as such executor, administrator, trustee or guardian. This appointment is irrevocable. Service upon such attorney is as valid and binding as if due personal service had been made upon such foreign trust association of a conterminous state.

Subd. 3. Before accepting appointment or acting as such executor, administrator, trustee or guardian, every foreign trust association of a conterminous state shall file a bond with a court of competent jurisdiction in such amount as the court directs, with sufficient sureties, conditioned upon the faithful discharge of its duties as such executor, administrator, trustee or guardian, or, in lieu of such bond, shall deposit securities with the state treasurer in the same manner and in the same amount as would be required under Minnesota Statutes, section 48.67 of a trust company organized under the laws of this state. This deposit shall be maintained until such foreign trust association of a conterminous state shall cease to act as an executor, administrator, trustee or guardian under this section. However, except as otherwise ordered by a court of competent jurisdiction, the requirements of this subdivision do not apply to a trustee with respect to a trust created otherwise than by will if the trust instrument requests or directs that a bond need not be required of the trustee.

Subd. 4. Any foreign trust association of a conterminous state acting as executor, administrator, trustee or guardian, has the rights, authority, and duties that a natural person resident in this state duly acting as such executor, administrator, trustee or guardian has under the laws of this state.

Subd. 5. A foreign trust association of a conterminous state may not maintain an office within this state, but it may solicit business within this state if banking or trust associations or corporations organized under the laws of this state or national banking associations maintaining their principal offices in this state may solicit business in the state in which such foreign trust association of a conterminous state maintains its principal office.

Subd. 6. Service of process under this section may be made by delivering a copy to the secretary of state personally or by filing the same in his office, accompanied by one additional copy for each person so served, and by the mailing by the secretary of state of a copy by registered mail, not later than the business day following the day of such service, to each person so served at his address as shown by the records in the office of the secretary of state.

Approved April 15, 1953.

CHAPTER 369—S. F. No. 1400

An act relating to reports, rumors or statements falsely and maliciously charging that any bank, public or savings in-