# MICHIGAN COLLEGE OF MINING AND TECHNOLOGY
## Act 250 of 1929

AN ACT to authorize actions and suits by and against the board of control of the Michigan college of mining and technology, or its successor, for the construction of terms, purposes and conditions of written instruments making or fixing the terms of gifts of money or property to or for the use and benefit of said college, or its predecessors or successors, or their respective boards of control, or for the use of students, faculty members or employes, of such institutions, or for an accounting of property held under the terms of such instruments.

**History:** 1929, Act 250, Eff. Aug. 28, 1929.

*The People of the State of Michigan enact:*

### 390.381 Michigan college of mining and technology; grounds for suits or legal actions by or against board of control; judgment or decree.

Sec. 1. Whenever any money or property shall have been or hereafter shall be devised, bequeathed or given by any will, deed, bill of sale or other written instrument, or subject to the terms of any written instrument, to or for the use of the Michigan college of mining and technology, or its board of control, or to or for the use of any of its predecessors or successors or their respective boards of control, or to said institution or any of its predecessors and successors, or its or their respective boards of control, for the use of students, faculty members or employes of the same, and it shall be deemed by the board of control of said institution or its successor, or by any interested person, or by any trustee or trustees under any such written instrument, necessary or desirable to have the terms, purposes or conditions of any such written instrument construed by an action or suit, or to have an accounting in court of the property so held, the then board of control of such institution or of its successor may and shall be made a party plaintiff or defendant, by its then name, to any such action or suit, and therein such board of control or its successor shall represent and act for the said college and its predecessors or successors, and their respective boards of control, and for each and all such beneficiaries not specifically designated in such instrument who may be interested in the distribution of any part of the principal or income arising from any such devise, bequest or gift; and judgment or decree in said action or suit shall be binding upon all so represented.

**History:** 1929, Act 250, Eff. Aug. 28, 1929;—CL 1929, 7934;—CL 1948, 390.381.

### 390.382 Suits or actions; institution, process, abatement.

Sec. 2. Any such action or suit authorized by section 1 of this act to be brought by said board of control may be instituted by authority of a vote and in the name of the board of control of the Michigan college of mining and technology, or its successor; and in any such suit where said board of control, or its successor, is made a party defendant, service of process may be had upon such board of control, or its successor, by serving any process in the usual way upon the chairman or secretary of such board of control or its successor, which shall constitute full and complete service upon said board of control or its successor, and each member thereof. No death, resignation or other change in the membership of said board of control, or its successor, shall affect any such suit after the same has been instituted or service of process had as aforesaid upon such board of control or its successor.

**History:** 1929, Act 250, Eff. Aug. 28, 1929;—CL 1929, 7935;—CL 1948, 390.382.

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