

“When the rights of a purchaser have become forfeited by a failure to pay the amount due, if such purchaser, his heirs or assigns, before re-sale at public auction of the lands described in the certificate, shall pay to the state treasurer the amount of interest then due and payable on such certificate, and all costs incurred, together with interest at the rate of twelve per cent per annum on such interest and costs, such payment shall operate as a redemption of the rights of the purchaser, his heirs or assigns. *The provisions of this section shall not apply to state lands sold after January 1, 1934.*”

Approved January 5, 1934.

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CHAPTER 40—S. F. No. 62

*An act to amend Chapter 390, Laws 1933, relating to the requesting and directing payments to be made out of the trunk highway fund to compensate and reimburse persons, counties and villages for expenses incurred and property damaged in the location, construction, reconstruction and maintenance of the trunk highway system including a certain refund for certified check put up on bid and not used and reimbursement for erection of an armory and payment of judgment rendered against former commissioner of highways.*

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

Section 1. Appropriation to reimburse Hennepin County for monies advanced.—That Section 2 of Chapter 390, Laws 1933 be and the same hereby is amended to read as follows :

“Section 2. To reimburse the *County of Hennepin as and for the benefit of the Village of Hopkins* for cost of improving, constructing, rental and maintaining Route No. 12 within the corporate limits of said village during the year 1920 and subsequent years ..... \$14,000.00”

Approved January 5, 1934.

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CHAPTER 41—S. F. No. 81

*An act to amend Laws of 1931, Chapter 70, Sections 1, 9, 10 and 11, relating to the regulating, labeling or branding, and sale of potatoes in closed packages.*

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

Section 1. **Potato grades.**—That Laws of 1931, Chapter 70, Section 1 be amended to read as follows:

“Section 1. Potatoes when packed for carload shipments or offered for sale by persons other than the growers or producers thereof in carload lots and potatoes, when packed for truck-load shipments or offered for sale in Minnesota in truck-load lots, other than by the producer, shall be tagged, labeled, or branded as follows:

### GRADES

U. S. No. 1, Minnesota Commercial Grade, U. S. No. 2, Unclassified and Minnesota Certified Seed.

The U. S. Grades shall conform in all respects to the requirements laid down by the U. S. Department of Agriculture.

The Minnesota Commercial Grade shall conform in all respects to the U. S. No. 1 grade but in order to allow for variations incident to proper grading and handling, a tolerance of defect of four per cent, in weight, additional on number one grade may be allowed for this grade, but not to exceed one percent shall be allowed for potatoes affected by soft rot.

The Unclassified shall consist of all potatoes not meeting the requirements of the foregoing grades, and shall be sold either as such, or on a certificate of inspection duly made by an authorized inspector of the State Department of Agriculture.”

Sec. 2. **Improper labels prohibited.**—That Laws of 1931, Chapter 70, Section 9 be amended to read as follows:

“Section 9. It shall be unlawful for dealer or person merchandising potatoes in the State of Minnesota with the intent to deceive, to attach any tag, label or brand to any closed package or carload of potatoes, any grade, certificate, brand or tag, which does not reasonably represent the true and correct grade, quality or standard of the grade, quality or brand of the potatoes contained in said closed package or carload, at the time of attaching the same, and the condition of said carloads and closed packages when said tags, labels, certificates or brands are found attached to them shall be prima facie evidence of the condition of the same at the time of attaching.

Sec. 3. **Penalties for violation.**—That Laws of 1931, Chapter 70, Section 10 be amended to read as follows:

"Section 10. *Any person violating any of the provisions of this act shall be guilty of a simple misdemeanor, for the first offense, and a gross misdemeanor for each subsequent offense, and such conviction may be proper cause for the suspension or forfeiture or cancellation of any license held by such person so convicted.*"

Sec. 4. **Commissioner of Agriculture to enforce act.**—That Laws of 1931, Chapter 70, Section 11 be amended to read as follows:

"Section 11. *It shall be the duty of the commissioner of agriculture to enforce the provisions of this Act.*"

Approved January 5, 1934.

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CHAPTER 42—S. F. No. 114

*An act to legalize foreclosure sales heretofore made and the records of mortgage foreclosure proceedings.*

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

Section 1. **Mortgage foreclosure legalized.**—Every mortgage foreclosure sale by advertisement heretofore made in this state, under power of sale in the usual form contained in any mortgage duly executed and recorded in the office of the Register of Deeds or registered with the Registrar of Titles of the proper county of this state, together with a record of such foreclosure sale, is hereby legalized and made valid and effective to all intents and purposes, as against either or all of the following objections, viz:

1. That the power of attorney to foreclose said mortgage provided for by Mason's Minnesota Statutes of 1927, Section 9606 had not been executed and recorded prior to such foreclosure sale as provided by law, or had been executed prior to such foreclosure sale, but not recorded until after such sale, provided such power of attorney is executed and recorded in the proper office prior to the passage of this Act.

✓ Approved January 5, 1934.