

CHAPTER XLII.

An Act to legalize the plat of the town of Albert Lea, and conveyances made in reference thereto.

March 4, 1868.

- SECTION 1. For the purpose of completing the laying out of said town as surveyed, the original proprietors may make acknowledgment of certified copy on file.
2. By whom certificate made stating width of streets and alleys—said certificate constituted a part of the record.
 3. What to be deemed a complete and lawful plat of said town—when record may be received as evidence in the courts of this State.
 4. All deeds and conveyances heretofore made by the original proprietors are legalised and made valid.
 5. When act to take effect.

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

SECTION 1. That for the purpose of perfecting and completing the laying out, platting, certifying, acknowledging and recording of the town of Albert Lea, in the county of Freeborn, as surveyed and platted by Charles C. Colby, and plat thereof recorded in the office of register of deeds, in the county of Dodge, on the twenty-ninth day of October A. D. eighteen hundred and fifty-six, and a certified copy of such record filed in the office of register of deeds, in the county of Freeborn, on the twenty-fourth day of February, A. D. eighteen hundred and fifty-nine, the original proprietors of said town or their heirs, executors, administrators or assigns, or any or either of them, may at any time within one year from and after the passage of this act, acknowledge said certified copy on file in the office of register of deeds of said county of Freeborn, before any person authorized to take acknowledgments of deeds, such acknowledgment may be written upon said certified copy of said plot, or may be taken in a separate instrument, particularly specifying the plot and the date of filing thereof, in such register office in the county of Freeborn, and when so taken said separate instrument may be attached to said certified copy, and shall become a part of the record of the same.

Who to make acknowledgments—for what purpose.

SEC. 2. That said Charles C. Colby may at any time within one year from and after the passage of this act, make out under his hand a certificate stating the width of all streets and alleys, the length and breadth of all lots and out lots, so surveyed and platted by him, and such other facts in relation to his said survey and plot as he may deem material, and such certificate may be attached to said certified copy in said registers office, and when so attached shall be and constitute a part of the record of the same.

By whom certificate made—certificate to be part of record.

SEC. 3. That said certified copy of the town plat of Albert Lea, together with all the certificates thereon including the acknowledgments and certificates, as provided in this act, shall for all intents and purposes, be taken and deemed to be a complete and lawful plat of said town, as though the same had been laid out, platted, certified, acknowledged and recorded, in strict conformity to the provisions of the statutes, relating thereto, which were in force at the time said plat was made, and such record and all certified copies thereof shall be taken and received in all courts in this state, as competent evidence of the contents of said plat. *Provided however,* That whenever there purports to have been any vacation of streets, alleys or other parts of said town, as shown by said certified plot, and the records of the court vacating the same, such vacation is by this act recognized and confirmed. *Provided further,* That the acknowledging of said plot as herein provided by any one of the proprietors as aforesaid, or his heirs, executors, administrators or assigns, shall have the effect of legalizing the same as herein provided, to the extent of his interest therein, whether the plat be acknowledged by the remaining proprietors or not.

What to be considered a lawful town plat—when record may be used as evidence

SEC. 4. All deeds and conveyances heretofore made by any of the original proprietors or their heirs, executors, administrators or assigns, if any of the lots or land embraced in said certified plot, and which conveyances were made in accordance to said plot or in reference thereto, are hereby legalized and made valid in so far as there may have been any defect in the laying out, platting, certifying, acknowledging and recording the plat of said town, in compliance with the statutes in force at the time the same was surveyed and platted as aforesaid.

Prior deeds legalized.

SEC. 5. This act shall be in force and take effect from and after its passage.

When act to take effect.

Approved March 4, 1868.