

give to the vendee or his assignee or personal representatives, a certificate in writing under his hand, stating the date of the instrument and that the same has been paid and discharged in full, and on delivering said certificate in writing to the officer with whom such instrument is filed, the said officer shall deliver said instrument to the person producing said certificate, and shall file said certificate in his office, endorsing thereon the name of the county, town, (or city or village,) and the true date of filing the same, and shall write the word "satisfied," with the date, opposite to such instrument, in the book in which such instruments are entered.

SEC. 6. The town clerk and the recorder, clerk or other officer of any city or village, in whose custody the records of such village or city are kept, shall receive the sum of ten cents for filing every note, contract or other evidence of indebtedness, to be paid by the party presenting the same for filing, and the sum of ten cents for filing every certificate of discharge, to be paid by the party presenting the same for filing, which fee must be paid before such instruments or certificates shall be entitled to record.

Fees of officers
for filing same.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 10, 1873.

CHAPTER LXVI.

AN ACT TO AMEND SECTION ONE OF CHAPTER SIXTY-SIX OF THE GENERAL LAWS OF THE YEAR A. D. EIGHTEEN HUNDRED AND SEVENTY-TWO, RELATING TO EVIDENCE IN JUSTICE COURTS.

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

SECTION 1. That section one hundred and six of chapter sixty-five of the general statutes of Minnesota, as the same is amended by section one of chapter sixty-six of the general laws of the year A. D. one thousand eight hun-

dred and seventy-two, by adding to said section the following proviso, viz.:

Provided, That upon an appeal upon questions of law alone, the justice before whom the action is tried shall upon the request of either party to the suit, return to the district court a true transcript of all the evidence given upon the trial, and the same shall be filed with the clerk of the district court as a part of the return of said justice.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 10, 1873.

Transcript of
evidence to be
returned.

CHAPTER LXVII.

AN ACT TO AUTHORIZE A SEVERAL JUDGMENT TO BE TAKEN, ON FAILURE TO PROVE A JOINT CAUSE OF ACTION.

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

SECTION 1. Whenever two or more persons are sued as joint defendants, and on the trial the plaintiff fails to prove a joint cause of action against all, but proves a cause of action against one or more of the defendants, judgment may be rendered against him or them, against whom the cause of action is proved.

SEC. 2. This act shall take effect from and after its passage.

Approved February 21, 1873.

When judgment
may be given
against one of
joint defendants.

CHAPTER LXVIII.

AN ACT CONCERNING THE PROOF OF CITY ORDINANCES.