

record in said county. Such minute to be made opposite to each parcel of land the title to which is or may be affected by such instruments. If the county commissioners shall refuse or neglect to furnish the books provided for in this act, the said register of deeds may procure such books at the expense of said county.

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

Approved March 1, 1873.

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## CHAPTER XCI.

AN ACT TO AMEND CHAPTER ONE HUNDRED AND EIGHTY-EIGHT OF THE SPECIAL LAWS OF 1872, AUTHORIZE REGISTER OF DEEDS OF KANDIYOHI COUNTY TO TRANSCRIBE RECORDS FROM STEARNS AND MEEKER.

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

SECTION 1. That chapter one hundred and eighty-eight of the special laws of one thousand eight hundred and seventy-two, be and the same is hereby amended by striking out the word Stevens wherever that occurs, and inserting the word Stearns in lieu thereof.

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

Approved February 21, 1873.

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## CHAPTER XCII.

AN ACT TO RESTORE THE RECORDS OF THE PROBATE COURT OF STEARNS COUNTY, MINNESOTA.

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

SECTION 1. In consequence of the destruction by fire of the records and files of the probate court of Stearns county, the judge of

said court is authorized to proceed upon his own motion or upon application in writing of any party in interest, to restore the records, papers and proceedings of said court, including recorded wills and wills probated or filed for probate in said county, and for the purpose of restoring said record, wills, papers or proceedings, or any point thereof, may cause citations to be issued to any and all parties to be designated by him, and may compel the attendance in court of any and all witnesses whose testimony may be deemed necessary to the establishing of any such record or part thereof and the production of any and all written or documentary evidence which may be by him deemed necessary in determining the true import and effect of the original record, will, paper or other document belonging to records or files of said court, and may make such orders and decrees establishing said original records, will, paper, document or proceeding, or the substance thereof, as to him shall seem just and proper; and said judge may make all such rules and regulations giving the said proceedings for the restoration of the record, will, paper, document and proceedings pertaining to said court and make such final decrees as in his judgment will best secure the rights and protect the interest of all concerned.

SEC. 2. That all causes which have been removed from the probate court of Stearns county to the district court or to the supreme court of the state of Minnesota, a duly certified copy of the record of such cause remaining in the district or supreme court may be filed in the probate court of Stearns county on application of the judge thereof, or on motion of any party or person claiming to be interested therein, and the copy so filed shall have the same effect as the original record would have had if the same had not been lost or destroyed; and where certified copies of wills or orders and decrees of said probate court have been recorded in the office of the register of deeds of any county in this state, certified copies of the same by the register of such county heretofore or hereafter made, may be recorded in the records of said probate court and shall have the same force and effect as the original record, and whenever any restoration is made pursuant to the provision of this act, such restored record or files shall have the same force and effect as the original thereof would have had.

SEC. 3. All cost and expenses incurred in the restoration of any matter under the provisions of this act shall be paid by the county of Stearns, such cost and expenses to be audited and allowed by the board of county commissioners of said county. *Provided*, That such cost and expenses shall in no case exceed the fee allowed by law for similar services; and *Provided, further*, That no person pecuniarily interested in such restoration shall be allowed any witness or other

fees for travel and attendance in any case in which he is pecuniarily interested or for any services rendered thereon.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved February 8, 1873.

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### CHAPTER XCIII.

AN ACT TO AUTHORIZE THE COUNTY COMMISSIONERS OF DAKOTA COUNTY TO HOLD EXTRA SESSIONS, AND PRESCRIBING THEIR DUTIES.

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

SECTION 1. The board of county commissioners in and for the county of Dakota shall meet at the county seat of said county, for the purpose of transacting such business as may devolve upon or be brought before them during the year 1873, on the third Friday of March and first Tuesday of September in this year, and may hold such extra sessions as they deem necessary for the interest of the county. Such extra session shall be called by a majority of the board, and the clerk shall give at least ten day's notice thereof to the commissioners, but no regular session shall continue longer than ten days, and no extra session longer than six days. But no county commissioner shall receive pay for more than forty days during the year, or be entitled to traveling fees for attendance on more than six sessions during the year.

SEC. 2. This act shall take effect upon its passage.

Approved February 18, 1873.