

Sec. 55. Every road located by state or county authority is a county road, and shall only be changed or vacated by an order of the county commissioners, as provided for in this chapter, all damages claimed in the location of any state road through any of the organized counties of this state shall be determined by the provisions of this chapter, the same as in the location of a county road. And the organized counties through which any state road is located shall be liable for such damages. It shall be the duty of the county commissioners to cause all the proceedings in the location, changing or vacating any state or county road to be recorded in a suitable book provided for such purpose to be known as the "Book of State and County Roads," and said Book shall be a public record and shall be prima facie evidence in all the courts of this state of its contents. The said county commissioners are authorized to allow a reasonable compensation for such recording not exceeding ten (10) cents per folio.

Location of  
state or county  
roads.

SEC. 2. All acts inconsistent with the provisions of this act, be, and the same are hereby repealed.

SEC. 3. This Act shall take effect and be in force from and after its passage.

When act to  
take effect.

Approved March 2d, 1887.

## CHAPTER 46.

[S. F. No. 323.]

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AN ACT TO AMEND SECTION ONE HUNDRED AND EIGHTY-THREE (183) OF CHAPTER EIGHT (8) OF THE GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878) RELATING TO DUTIES OF REGISTRARS OF DEEDS.

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

SECTION 1. That section one hundred and eighty-three (183) of chapter eight (8) of the general statutes of one thousand eight hundred and seventy-eight (1878) be and the same is hereby amended by adding at the end of said section the following proviso:

*Provided, That in all counties in this state where any person, company, or corporation having a complete set of abstracts of title to real estate in such county or counties has received permission and given bonds as an abstractor in such county as provided and required by chapter one*

Relating to  
abstracts.

hundred and sixteen (116) of the general laws of one thousand eight hundred and eighty-five (1885), it shall be optional with registers of deeds thereof to make out and certify to abstracts of title as provided herein as aforesaid or to refer the applicant therefor to such qualified abstractor.

*Provided*, That the provisions of this act shall apply to the county of Renville only.

When act to  
take effect.

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

Approved March 7, 1887.

## CHAPTER 47.

(S. F. No. 389).

AN ACT TO AMEND SECTION TWO (2) OF CHAPTER FORTY (40) OF THE GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO DEEDS, MORTGAGES AND OTHER CONVEYANCES.

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

SECTION 1. That section two (2) of chapter forty (40) of the General Statutes of one thousand eight hundred and seventy-eight (1878) be, and the same hereby is amended so as to read as follows:

Conveyance of  
real estate by  
husband and  
wife.

Section 2. A husband and wife may convey any real estate by their duly authorized agent or attorney, and may by their joint deed, convey the real estate of the wife in like manner as she might do by her separate deed if she was not married, nor shall the minority of the wife in any manner effect the validity of such deed.

Wife of insane  
person may  
convey real  
estate, same as  
if unmarried.

The wife of any insane person, where the insanity has been continuous for the period of one year, may convey by her separate deed any real estate owned by her, in like manner and with the same effect, as if she were unmarried. *Provided*, That in all cases where such insane person shall have been put under guardianship by any court of competent authority in this state, the order appointing the guardian, or a duly certified copy thereof, shall be recorded in the office of the register of deeds of the county, in which the real estate to be conveyed shall be situated, and the guardian, to give effect to the conveyance, shall signify his approval thereof by uniting with wife in the execution of the deed.