

ment to perpetuate the names of those Sioux Indians who were faithful to the whites at the time of the massacre in eighteen hundred and sixty-two (1862), upon the ground near Morton, deeded by the Minnesota Valley Agricultural and Live Stock Society of the county of Renville, State of Minnesota, by deed to the State of Minnesota, dated May seventeenth (17th), eighteen hundred and ninety-four (1894), and recorded in the office of the register of deeds of said county of Renville, on the twenty-third (23d) day of November, eighteen hundred and ninety-four (1894), in Book "C" of Deeds, on pages four hundred forty-five (445), four hundred forty-six (446) and four hundred forty-seven (447).

Plans to be submitted to adjutant general.

SEC. 2 The plans of such monument, before erection, shall be submitted to the adjutant general of the state, and approved by him, and he shall also designate the part of said state ground where the same shall be erected.

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

Approved Feb. 3, 1899.

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### CHAPTER 3.

H. F. No. 14.

Deeds, mortgages, etc., validated.

*An act to legalize and validate deeds, mortgages, powers of attorney, sheriffs' certificates of sale, and other instruments executed without a seal, scroll or device opposite the name of the grantor, and the record thereof.*

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

Instruments without seal made valid.

SECTION 1. That all deeds, mortgages, powers of attorney, sheriffs' certificates of sale, and other instruments heretofore executed without a seal, scroll or device opposite the name of the grantor, are hereby legalized and made valid as though such deed, mortgage, power of attorney, sheriffs' certificate of sale, or other instrument had been duly sealed with the seal of the grantor at the time of the execution thereof, and the record of such deeds, mortgages, powers of attorney, sheriffs' certificates of sale, and other instruments are hereby legalized and made valid and effectual to the same extent and for the same purposes as though such deeds, mortgages, powers of attorney, sheriffs' certificates of sale, and other instruments had been properly executed and recorded.

SEC. 2. The provisions of this act shall not affect any action now pending in any court of this state.

Not to affect actions pending.

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

Approved Feb. 3, 1899.

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#### CHAPTER 4.

S. F. No. 118.

*An act to amend section five thousand one hundred and fifty-six (5156), General Statutes 1894, relating to the parties to civil actions.*

Civil actions. Sec. 5156, G. S. 1894, amended.

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

SECTION 1. Section five thousand one hundred and fifty-six (5156), General Statutes, 1894, is hereby amended to read as follows:

"Section 5156. Every action shall be prosecuted in the name of the real party in interest, except as hereinafter provided; but this section does not authorize the assignment of a thing in action not arising out of contract."

Thing in action not arising out of contract not assignable.

*Provided*, when the question is one of a common or general interest to many persons, or when the parties are very numerous, and it is impracticable to bring them all before the court, one or more may sue or defend for the benefit of the whole.

Except when of general interest.

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

Approved Feb. 3, 1899.

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#### CHAPTER 5.

S. F. No. 103.

*An act to provide for the publication of the notice and list of lands delinquent for taxes, when the newspaper designated by the board of county commissioners shall have consolidated or united with another newspaper or newspapers prior to such publication.*

Publication of delinquent tax list.

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

SECTION 1. In all cases in which a newspaper has been designated by the board of county commissioners as the newspaper in which the notice and list of lands

How published when newspapers are consolidated.