

chapter seventeen as aforesaid. *Provided*, such citation or notice shall not be necessary if such parent or parents or guardian shall join in said petition. It shall be the duty of the probate judge in case such citation or notice has not been served upon said parents or guardian before proceeding to hear and determine the petition, to require a certificate of the sheriff of the county that he has made diligent search to find and serve the same on the guardian or both of the parents, but has been unable to find either of them; but in case of such inability to give such notice the proceedings shall be heard the same as though such notice had been given and such citation duly served.

Not necessary when parents join in petition.

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

Approved March 18, 1899.

CHAPTER 65.

S. F. No. 204.

An act to prevent occupants from acquiring title to public streets, highways, alleys, public squares or levees, or any part or portion thereof within this state by adverse possession.

Public grounds no title acquired in by possession.

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

SECTION 1. No occupant of any public street, highway, alleys, public square or levee or any part or portion thereof within this state shall acquire any title to any such street, highway, alleys, public square or levee, or any part or portion thereof, by reason of such occupancy. *Provided*, that the provisions of this act shall not affect pending actions.

No title to may be acquired by occupancy; not to affect actions pending.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

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

Approved March 18, 1899.

CHAPTER 66.

S. F. No. 120.

An act relating to the addition of territory to all incorporated villages of one thousand inhabitants or over.

Incorporated villages.

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

Property adjacent: how added to villages of 1,000 people.

SECTION 1. Whenever the majority of the owners of any property which has been platted into lots and blocks, abutting upon any incorporated village having one thousand inhabitants or over, whether such village is incorporated under general or special laws, shall petition the village council to have such property annexed to the village, the village council may, by ordinance, declare the same to be an addition to such village, and thereupon such territory shall become a part of such village as effectually as if it had been originally a part thereof.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

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

Approved March 18, 1899.

CHAPTER 67.

B. F. No. 118.

Real estate: sales of by order of probate court.

An act to validate sales of real estate heretofore made under any order of a probate court wherein the court, in one order, authorized and licensed any executor or administrator to sell any real estate at public or private sale.

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

Irregularity in sale of validated.

SECTION 1. Any order for the sale of real estate, heretofore made by any probate court, and all proceedings had thereunder, wherein the only irregularity was that the court in one order authorized and licensed any administrator or executor to sell, either at public auction or private sale, any real estate, describing the same, is hereby legalized and validated for all purposes whatsoever, and any such order and proceedings thereunder, including such sale, shall have the same force and effect as if the court making such order had made an order for a sale of a part of the land, describing it, at public auction, and also another order for a sale of a part of the land, describing the same, at private sale.

SEC. 2. Nothing herein contained shall affect the rights of any parties in any action now pending.

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

Approved March 18, 1899.