

SEC. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

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

Approved April 6, 1901.

## CHAPTER 146.

S. F. No. 331.

*An act to amend section four of chapter 292, General Laws of 1897, relating to mortgages, conveyances of personal property and contracts creating or reserving a lien thereon and filing thereof.*

Amendment.  
Mortgages,  
contracts,  
etc.

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

SECTION 1. That section 4, chapter 292, General Laws 1897, be and the same hereby is amended so as to read as follows:

Section 4. Each township clerk, village recorder, city clerk or other officer in whose custody such records are kept in this state, shall keep in his office an index book or books in which he shall enter the number given to any such mortgage, contract or other instrument, together with the names in alphabetical order of the mortgagee and mortgagor, or the vendee or vendor, and the particular sum secured thereby, and the time and date of filing therefor, together with a brief statement of the time and date of the satisfaction of such mortgage, contract or other instrument, when made, and all such mortgages, contracts and other instruments when so filed shall be full and complete notice to all persons of the facts therein contained, from and after the time and date of such filing, and the lien of the mortgage upon the property therein described shall continue until paid, or until the debt thereby secured is barred by the statute of limitations.

Index books  
for records.

*Provided, however,* that as against the creditors of the mortgagor and subsequent purchasers or mortgagees of the property in good faith, the lien of such mortgage shall in no event continue beyond the term of six (6) years from the date of the filing of such mortgage, unless the indebtedness secured by such mortgage shall not then be due and payable by the terms of the mortgage.

Limit of  
liens.

When by the terms of any chattel mortgage, the whole of the indebtedness secured thereby does not mature within six (6) years from the date of the filing of such mortgage, the lien of such mortgage shall continue for two (2) years after the maturity of such indebtedness and no longer as against the creditors of the mortgagor,

and subsequent purchasers and mortgagees of the property in good faith.

No mortgage of personal property shall be notice of any fact as against the creditors of the mortgagor, or subsequent purchasers or mortgagees of the property in good faith, unless the same is attested by two (2) witnesses and acknowledged before some officer authorized to take acknowledgments.

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

Approved April 6, 1901.

S. F. No. 340.

## CHAPTER 147.

Amendment.  
Probate  
court.

*An act to amend section 252 of chapter 46 of the General Laws of 1889, as amended by chapter 27 of the General Laws of 1899, relating to appeals from probate court.*

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

SECTION 1. Section 252 of chapter 46 of the General Laws of 1889, as amended by chapter 27 of the General Laws of 1899, is hereby amended so as to read as follows:

Causes for  
appeals to  
Dist. court.

Section 252. An appeal may be taken to the district court from a judgment order or decree of the probate court in the following cases:

1. An order admitting a will to probate and record, or refusing the same.

2. An order appointing an executor, administrator or guardian, or removing him, or to make such appointment or removal.

3. An order directing or refusing to direct real property to be sold, mortgaged or leased, or confirming or refusing to confirm such sale, mortgaging or leasing.

4. An order allowing any claim of any creditor against the estate, in whole or in part, to the amount of twenty (20) dollars or more.

5. An order disallowing any claim of any creditor against the estate, in whole or in part, to the amount of twenty (20) dollars or more.

6. An order or decree by which a legacy or distributive share is allowed or payment thereof directed, or such allowance or direction refused when the amount in controversy exceeds twenty (20) dollars.

7. An order setting apart property, or making an allowance for the widow and child, or refusing the same.