

the State of Minnesota for expenses which have heretofore or may hereafter be lawfully incurred by such towns, villages, boroughs or cities in the care of persons infected with the smallpox or other contagious disease, dangerous to the public health in such cases where the State of Minnesota is liable for such expenses, and five thousand dollars of which shall be at the disposal of the Minnesota State Board of Health to be used upon its order as an emergency fund in dealing with smallpox claims as heretofore and hereafter incurred or asserted.

SEC. 2. That the state auditor be and is hereby directed to draw his warrants upon the state treasurer against such fund in favor of said board of health of any such town, village, city or borough for such sum of money to which such town, village, borough or city shall be entitled for such expenses incurred, after the bills for such expenses have been duly audited and approved by the state board of health and the governor of the state.

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

Approved April 11th, 1901.

S. F. No. 269.

CHAPTER 236.

Amendment.
Probate code

An act to amend chapter forty-six (46) of the General Laws of 1889, entitled, "An act to establish a probate code."

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

SECTION 1. That section nine (9) of chapter forty-six (46) of the General Laws of the State of Minnesota for the year 1889, entitled, "An act to establish a probate code," being section 4416 of the General Statutes of 1894, as amended by chapter 100 of the General Laws of 1895, and further amended by chapter 145 of the General Laws of 1899, be and the same is hereby amended so as to read as follows:

Compensation of
judges.

There shall be allowed and paid to the several judges of probate in this state an annual compensation for their services as follows:

In all counties in which the compensation of judges of probate is not fixed by a special law the annual compensation of the several judges of probate of said counties shall be as follows: In all counties having a population of three thousand (3,000) or less the sum of three hundred (300) dollars; in all counties having a popula-

tion of more than three thousand (3,000) and less than six thousand (6,000) the sum of four hundred and seventy-five (475) dollars; in all counties having a population of more than six thousand (6,000) and less than nine thousand (9,000) the sum of six hundred and fifty (650) dollars; in all counties having a population of nine thousand (9,000) and less than thirteen thousand (13,000) the sum of eight hundred and twenty-five (825) dollars; in all counties having a population of thirteen thousand (13,000) and less than fifteen thousand (15,000) the sum of one thousand (1,000) dollars; in all counties having a population of fifteen thousand (15,000) and less than eighteen thousand (18,000) the sum of eleven hundred and seventy-five (1,175) dollars; in all counties having a population of eighteen thousand (18,000) and less than twenty-three thousand (23,000) the sum of one thousand three hundred and fifty (1,350) dollars; in all counties having a population of twenty-three thousand (23,000) and less than thirty thousand (30,000) the sum of one thousand five hundred (1,500) dollars; in all counties having a population of thirty thousand (30,000) and less than thirty-five thousand (35,000) the sum of one thousand eight hundred (1,800) dollars; in all counties having a population of thirty-five thousand (35,000) and less than forty-four thousand (44,000) the sum of two thousand (2,000) dollars; in all counties having a population of forty-four thousand (44,000) and less than eighty thousand (80,000) as hereinafter provided; said compensation shall be paid monthly by the treasurer of the county upon the warrant of the county auditor.

SEC. 2. That section ten (10) of said chapter forty-six (46) of the General Laws of the State of Minnesota for the year 1889, and being section 4417 of the General Statutes of 1894 as amended by chapter 145, of the General Laws of 1899 be and the same is hereby amended so as to read as follows:

The county auditor in determining the population of any county for the purpose of ascertaining the compensation to be paid to the judge of probate (the clerk of probate, or for additional clerk hire) shall take the census taken by the United States in nineteen hundred or any census thereafter taken by the State of Minnesota or the United States.

SEC. 3. This act shall not apply to any county having a population of more than forty-four thousand (44,000) and less than eighty thousand (80,000) except as herein

Last census
to deter-
mine.

Counties of
44,000 to
80,000 popu-
lation.

specifically provided, and the compensation of judges of probate in such counties shall be fixed and determined as now provided by law, and in all such counties the compensation of clerks of probate shall be twenty-five (25) per cent of the salary paid the judge of probate and such additional sum as may be allowed by the board of county commissioners of such counties provided the total compensation of such clerk of probate shall not exceed the sum of nine hundred (900) dollars per year and shall be paid at the same time and in the same manner as provided for payment to judges of probate.

SEC. 4. All acts and parts of acts inconsistent with this act be and the same are hereby repealed.

SEC. 5. This act shall take effect and be in force from and after January 1st, nineteen hundred and two.

Approved April 11th, 1901.

S. F. No. 256.

CHAPTER 237.

"Torrens"
land title
act.

An act concerning land titles in counties of this state having over seventy-five thousand (75,000) inhabitants.

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

Applicable
in counties
with over
75,000 popu-
lation.

SECTION 1. In counties of this state having over seventy-five thousand (75,000) inhabitants the owner of any estate or interest in land therein, whether legal or equitable, may apply as hereinafter mentioned to have the title of said land registered. The application may be made by the applicant personally, or by an agent thereunto lawfully authorized in writing, which authority shall be executed and acknowledged in the same manner and form as is now required as to a deed, and shall be recorded in the office of the register of deeds before the making of the application by such agent. A corporation may apply by its authorized agent, and infant or any other person under disability by his legal guardian. Tenants in common shall join in the application. The person in whose behalf the application is made shall be named as applicant plaintiff.

Registration
of title

Applicant's
interest.

SEC. 2. It shall not be an objection to bringing land under this act that the estate or interest of the applicant is subject to any outstanding lesser estate, mortgage, lien or charge, but no mortgage, lien, charge or lesser estate than a fee simple shall be registered unless the estate in fee simple to the same land is registered.

Title by
tax sale.

SEC. 3. No title derived through sale for any tax assessment shall be entitled to be registered, unless it shall