

or capturing pickerel, whitefish, suckers or catfish shall not be construed to include the species of *esox nobilior*.

All causes arising under the provisions of this act shall be tried and determined as in all like causes under existing laws.

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

Approved April 13, 1901.

H. F. No. 686.

CHAPTER 369.

Legalizing
execution
of instru-
ments
authorizing
attorneys
to foreclose
mortgages.

An act to legalize the execution and record of certain instruments authorizing attorneys to foreclose mortgages by advertisement.

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

SECTION 1. That all instruments heretofore executed by the attorney in fact of the mortgagee or assignee of record of any mortgage, heretofore filed and recorded in the office of the register of deeds of the county wherein any foreclosure sale has heretofore been made, authorizing any attorney or firm of attorneys to make such foreclosure by advertisement, together with the execution and the recording thereof, be and they are hereby legalized and made valid and effectual as of and from the dates of their execution and filing for record respectively, notwithstanding that the power of such attorney in fact on record in the office of the register of deeds of the county wherein such foreclosure proceedings were had are vague and uncertain as to his authority to execute such instruments or does not specifically grant said attorney in fact such authority; *provided*, that the mortgagee or assignee of record shall, within three months after the passage of this act, ratify the execution of any such instruments by such attorney in fact by an instrument in writing to be filed in the office of the register of deeds of the county wherein said foreclosure sale was made.

SEC. 2. This act shall not apply to any action now pending wherein any foreclosure sale is brought in question.

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

Approved April 13, 1901.