

CHAPTER 372.

H. F. No. 701.

An act providing for the record of instruments affecting the title to real estate executed in another state, territory or district in accordance with the laws of such other state, territory or district.

Recording
instruments
executed
in another
state.

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

SECTION 1. That any instrument affecting the title to real estate in any county in this state, that is executed and acknowledged in any other state, territory or district which shall have attached or appended thereto or indorsed thereon a certificate of the secretary of state, of the state, territory or district, or of the clerk or other proper certifying officer of a court of record, in the county, district or place within which such acknowledgment was taken under seal of office, that the person whose name is subscribed to the certificate of acknowledgment was, at the date thereof, such officer as he is therein represented to be, and was authorized to take acknowledgments in said county, district or place, and that such instrument is executed and acknowledged according to the laws of the state, territory or district in which the same was executed, shall be entitled to record in the county in which the land is situated.

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

Approved April 13, 1901.

CHAPTER 373.

H. F. No. 702.

An act to legalize the incorporation of certain villages.

Villages, in-
corporation
of.

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

SECTION 1. That all villages heretofore incorporated or whose incorporation has been attempted under and by virtue of the provisions of chapter one hundred forty-five (145) of the General Laws of one thousand eight hundred and eighty-five (1885), and amendments thereto, which are now exercising such corporate powers, are hereby declared to be bodies corporate, provided a majority of the legal voters of the territory included in said village present and voting upon the question of incorporation voted in favor of such incorporation at any special election called for that purpose, and all such villages shall possess and are hereby endowed with all the franchises, rights, powers and privileges, and subject to all

the duties conferred or attempted to be conferred upon such corporations under the provisions of said act and the amendments thereto, any defect or irregularity in the proceedings relating to such incorporation to the contrary notwithstanding.

And all officers of any such village, and all persons acting as officers of any such village, shall continue to occupy their respective offices in like manner, as if said village had been duly incorporated according to the laws of this state. And all votes taken by the electors of said villages and all official acts of all persons heretofore acting as officers of any such village are hereby legalized and declared to be of the same force and validity as if said village had been legally incorporated.

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

Approved April 13, 1901.

H. F. No. 703.

CHAPTER 374.

Amendment.
Sheriff's
certificate
of sale,
prima facie
evidence.

An act to amend section 6054 of the General Statutes of Minnesota of 1894 concerning the force and effect of sheriff's certificates of sale under powers in mortgage, and limiting the time within which such sheriff sales may be called in question.

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

SECTION 1. That section 6054 of the General Statutes of Minnesota of 1894 be and the same is hereby amended so as to read as follows:

Section 6054. Sheriff's certificates of sale as evidence. Limitation.

That the sheriff's certificate of any sale, heretofore or hereafter made, under a power to sell contained in a mortgage, shall be prima facie evidence that all the requirements of law in that behalf have been duly complied with and prima facie evidence of title in fee thereunder in the purchaser at such sale, his heirs or assigns, after the time for redemption therefrom has expired; and no such sale shall be held invalid or set aside by reason of any defect in the notice thereof or in the publication or posting of such notice, or in the service of such notice on the person or persons in possession of the mortgaged premises, or in the proceedings of the officer making such sale, unless the action in which the validity of such sale shall be called in question be commenced, or the defense alleging its invalidity be interposed within five years after