

occupy real estate under the homestead or pre-emption laws or under contract with the state, within three miles of the road proposed to be established, altered, or vacated. *Provided* however, that in any town not having eight voters, who own real estate or occupy real estate under the homestead or pre-emption laws or under contract with the state, within three miles of any proposed road, the town board of such town may alter or vacate a town road or establish a new road in the town upon a petition signed by a less number of voters, of such town, who own real estate or occupy real estate under the homestead or pre-emption laws or under contract with the state in such town. Such petition shall contain a description of the road, and what part thereof is to be altered or vacated, and, if a new road, the names of the owners of the land, if known, over which such road is to pass, its point of beginning, general course, and termination. But town boards are required to establish a road at least two rods wide connecting with a public road any tract of land of five acres or more owned by a person who has no access thereto except over land of others, upon the petition of such owner alone; the damages, if any, to be paid by him before such road is opened.

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

Approved April 18, 1911.

CHAPTER 218—S. F. No. 58.

An Act authorizing the board of control of any county of this state to acquire land for a poor farm, and to legalize and confirm such purchases heretofore made.

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

Board of control authorized to purchase land for poor farm.

—Section 1. The board of control of any county of this state may purchase land for its poor farm to be operated in connection with its alms house. Said land shall be paid for in the same manner as other purchases of said board of control are paid for, and the title to said land shall be taken and held in the same manner as the title of other lands of said board of control is now held: *provided* that the land so purchased for said poor farm together with land heretofore purchased and now owned by said board of control shall not exceed in area 320 acres, and *provided*; that no such land shall be purchased without the approval of the city council of the city and the board of county commissioners of the county, wherein said board of control exists.

Previous purchases ratified.—Sec. 2. All purchases of land by said board of control for such poor farm before the passage of this act are hereby ratified and confirmed, and said purchases are hereby declared to be valid exercises of power by said board of control and the instruments of conveyance transferring title to said board or to the city or county wherein said board exists are hereby declared to be valid and lawful conveyances.

Sec. 3. All acts or parts of acts inconsistent herewith are hereby repealed.

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

Approved April 18, 1911.

CHAPTER 219—S. F. No. 163.

An Act to legalize sheriff's certificates issued on mortgage foreclosure sales and limiting time to redeem.

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

Certain sheriff's certificates legalized and time to redeem limited.—Section 1. That in all cases of a foreclosure of a real estate mortgage by action, or of an attempted foreclosure of a real estate mortgage by action, prior to the year 1890, under a duly rendered judgment, order or decree of a court of competent jurisdiction, where an official certificate of sale has been made, executed, acknowledged and delivered by the proper officer to the proper party, and such certificate has been filed for record, and actually recorded in the office of the register of deeds in the county in which the real estate so foreclosed upon, is situate, but in which action no report of sale or order confirming the sale has been made or filed, nor any final decree made or entered therein, such foreclosure is hereby declared to be in all respects legal, valid and effective, as though such report of sale had been duly made, and an order had been duly made by the court confirming same, and a final decree entered therein, and the certificate of sale in such action shall operate as a conveyance to the purchaser at the sale, and to his assigns or successors in interest in the property sold, of all the right, title and interest of the mortgagor his heirs or assigns, in and to the premises described therein, which the mortgagor had at the date of the mortgage so foreclosed, from and after the expiration of ninety days from the passage of this act, where no redemption is made from said sale, without any report of sale or order confirming the same, or final decree or other act, proceeding or conveyance whatsoever; *pro-*