

deputies in charge of juries who shall each be paid the sum of sixteen hundred (\$1,600.00) dollars per annum; eight general deputies who shall each be paid the sum of fifteen hundred (\$1,500.00) dollars per annum; two outside patrol deputies who shall each be paid the sum of fifteen hundred (\$1,500.00) dollars per annum; three general deputies who shall each be paid the sum of eighteen hundred (\$1,800.00) dollars per annum; one stenographer who shall be paid the sum of twelve hundred (\$1,200.00) dollars per annum. The Sheriff shall also appoint and employ as many court room deputies as there are district court judges in and for said county. Said deputies shall attend the court of said judges and perform such duties pertaining to the sheriff's office as the sheriff may require. The compensation of each of the said deputies shall be fifteen hundred (\$1,500.00) dollars per annum.

An expense fund of two thousand (\$2,000.00) dollars shall be set aside out of the first moneys received as fees from and after the passage of this act to be used by the sheriff to meet the current monthly expenses of the office, the money so used to be replaced in said fund at the end of each month when such expense is allowed by the County Board."

Approved April 9, 1923.

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#### CHAPTER 162—H. F. No. 1374.

*An act to legalize mortgage foreclosure sales heretofore made.*  
Be it enacted by the Legislature of the State of Minnesota:

**Section 1. Certain mortgage foreclosures legalized.**—Every mortgage foreclosure sale by advertisement heretofore made in this state, under power of sale in the usual form contained in any mortgage duly executed and recorded in the office of the register of deeds or registered with the registrar of titles of the proper county of this state, together with the record of such foreclosure sale, is hereby legalized and made valid and effective to all intents and purposes, as against either or all of the following objections, viz:

1. That the notice of sale was signed by the representative of the estate of the mortgagee as administrator, where the said representative was in fact the executor of the estate of said mortgagee.
2. That the notice of sale was signed by the attorney foreclosing said mortgage as attorney for said mortgagee, where said attorney was in fact attorney for the representative of the estate of said mortgagee.
3. That the date of mortgage or of any assignment thereof, or the date, the month, day, hour, book or page of the

record of the mortgage, or of any assignment thereof, in the office of the register of deeds, is incorrectly stated in the notice of sale, or in any of the foreclosure papers, affidavits or instruments.

4. That the sale thereunder was held before one week had elapsed after the last and sixth publication has been made.
5. That the notice of mortgage foreclosure sale correctly stated the day of the week, the date of the month and the hour and place of sale but omitted the year when the sale was held, or omitted to state the volume and page where such mortgage was registered in the office of the registrar of titles of the proper county in the case of land registered under the Torrens system; or that the amount claimed to be due on account of such foreclosure was incorrectly stated in said notice of foreclosure sale.
6. That the affidavit of publication of notice, affidavit or return of service of such notice, return of officer as to vacancy, sheriff's affidavit of sale, sheriff's certificate of sale, or either of them or any other of the papers or documents constituting a part of said foreclosure proceedings were not executed or recorded in the office of the register of deeds of the proper county or registered in the office of the registrar of titles of the proper county in the case of land registered under the Torrens system, within the time required by law, but have since been recorded or executed and recorded in the office of such register of deeds or registered or executed and registered in the office of such Registrar of Titles before the passage of this act.
7. That the power of attorney to foreclose said mortgage provided for by Section 8119, General Statutes of Minnesota 1913 had not been executed and recorded prior to such foreclosure sale as provided by law, or had been executed prior to such foreclosure sale but not recorded until after such sale, but have since been recorded or executed and recorded before the passage of this act.
8. Where the mortgage was assigned and such assignment is set forth in the body of the notice of foreclosure sale and such notice is signed by the said assignee but said notice of foreclosure sale does not specify the name of such assignee of the mortgage in the body of said notice.
9. That the notice of mortgage foreclosure sale was not signed with the full name of the mortgagee but the name of the mortgagee as stated in such mortgage was correctly stated in such notice.
10. Where the publication of the notice of foreclosure sale was in all respects regular except that the notice was

published only five times; or where the affidavit of publication of notice of foreclosure sale did not in all respects comply with the provisions of Chapter 484, Laws 1921, but did comply in all respects with the provisions of Section 9413 General Statutes 1913.

11. That the power of attorney to foreclosure the mortgage was not properly witnessed and that the acknowledgment of the execution of the same by the mortgagee or assignee of the mortgagee was taken and certified by the person to whom such power was granted.
12. That the sheriff's certificate of sale is signed by only one witness and the acknowledgment to said certificate bears no date.

**Sec. 2. Sheriff's certificates validated.**—Any sheriff's certificate of mortgage foreclosure sale by advertisement which has been heretofore correctly spread upon the records of the proper county, together with all indexing records thereof, is hereby legalized and made valid as against any irregularity or defect in the entering or noting thereof in the numerical register book, reception book and all other indexing books of said county.

**Sec. 3. Mortgage foreclosures legalized.**—Every mortgage foreclosure sale by action heretofore made in this state of any mortgage duly executed and recorded in the office of the register of deeds of the proper county of this state covering land not registered under the Torrens system, wherein heretofore the report of sale has been confirmed by order filed in the action, and the certificate of sale was thereafter executed in proper form and recorded in the office of the register of deeds of the proper county more than twenty days after such confirmation, is, together with such certificate and the record thereof, hereby legalized with the same effect as if such certificate had been executed, acknowledged and recorded in the office of such register of deeds within such twenty days.

**Sec. 4. Application.**—The provisions of this act shall not effect any action or proceeding now pending in any of the courts of this state.

**Sec. 5.** This act shall take effect and be in force from and after its passage.

Approved April 10, 1923.

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#### CHAPTER 163—H. F. No. 132.

*An act to amend Section 1833, General Statutes of Minnesota, 1913, relating to officers of fire department relief associations in certain cities and villages having less than 50,000 inhabitants.*

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