

3. That its action is against the best interests of the territory affected.

Such appeal shall be taken by serving upon the county auditor within thirty days from the making of the order a notice of appeal, specifying the grounds thereof. The appellant shall also execute and deliver to the auditor a bond to the county in the sum of one hundred dollars, to be approved by the county auditor, conditioned for the payment of all costs, taxed against the appellant on such appeal. Such further proceedings shall be had upon such appeal as upon other appeals from the county board.

The provisions of this act relating to appeals shall not apply to any action or proceeding now pending involving the separation of land from any village.

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

Approved April 10, 1923.

CHAPTER 178—H. F. No. 882

An act relative to plats of towns, cities, and rural districts in this state, and of additions to and subdivisions thereof, and the correction and legalization of the same.

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

Section 1. Certain plats corrected and legalized.—That in all cases where the plats or what purport to be plats of any towns or cities in this state, or of additions to or subdivisions thereof, and plats of parcels of land situated outside of any incorporated city, town or village, or copies thereof, fail to identify and show correctly, upon their face, the tract of land covered or intended to be covered thereby, the surveyors, or one of them, who laid out or surveyed the same, and, in case said surveyor or surveyors shall have died, or his or their place of abode be unknown, or he or they be unable or refuse to make or execute such certificate, one or more of the original proprietors may, within one (1) year from the passage of this act, make and file in the office of the register of deeds of the county in which said lands are situated, a certificate duly executed and acknowledged by him or them, as deeds are to be executed or acknowledged, wherein shall be set forth a full description of the lands actually covered and intended to be covered by said plat. If such certificate be made by a proprietor or proprietors of such town, city, addition or subdivision, the same shall also be sworn to by him or them as being correct in all respects. And such certificates, so executed, acknowledged and verified, shall be recorded at length by said register of deeds in a book by him provided for that purpose, entitled, "Book of plat certificates;" and said register of deeds shall, therupon, note upon such plat and the copy thereof,

filed in his office as aforesaid and referred to in such certificate and affidavit, the fact of filing such certificate, and the book and page where recorded; and he shall receive from the person offering said certificate for record the fees provided by law for similar services. And such certificate or the record thereof shall, together with such plat, be *prima facie* evidence, in all cases as to lands covered by said plat.

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

Approved April 10, 1923.

CHAPTER 179—S. F. No. 596.

An act relating to aid and assistance for members of volunteer fire departments and certain dependents in certain cases, and appropriating money therefor.

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

Section 1. **Pensions for members of volunteer fire departments in certain cities and villages.**—Pensions or financial aid shall be paid to each member of any regularly organized volunteer fire department existing in any city, village, borough or town in this state, excepting cities of the first class, who may after the passage of this act be permanently injured while in the performance of his duties as such fireman, and in the event of the death of such fireman so injured, financial aid shall be paid to his widow, and in certain cases to the guardian of his minor children under sixteen years of age as hereinafter specified out of the fund hereinafter provided.

Sec. 2. **Schedule of aid allowed.**—Schedule of aid allowed under this act is as follows:

(a) For total permanent disability there shall be paid to such injured fireman the sum of \$60 per month for and during his life.

(b) For partial permanent disability there shall be paid during life to such injured fireman monthly an amount sufficient to compensate him for loss in earning capacity sustained; provided, however, that the amount paid per month to any injured fireman under this subdivision shall not exceed (\$35.00) dollars.

(c) For death from any cause resulting to such fireman injured in the performance of his duties there shall be paid to his widow \$30 per month so long as she remains unmarried and in addition thereto \$10 per month for each child, of such fireman and such widow, under sixteen years of age; provided, no widow under the provisions of this subdivision shall receive more than \$60 per month.

(d) For death from any cause resulting to such fireman injured in the performance of his duties where his surviving spouse remarries, then and thereafter there shall be paid to her \$5 per