

CHAPTER 293—S. F. No. 1298.

An act to legalize mortgage foreclosure sales heretofore made.

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

Section 1. **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 of the proper county of this state, in which the notice of sale was published for six weeks and in which the service of the notice of sale was made upon the mortgagor and in which notice the date of the mortgage and the record book and page in which it is recorded was correctly and clearly stated, together with the record of such foreclosure sale, is hereby legalized and made valid and effective to all intents and purposes notwithstanding the fact that in any such notice of sale which was so published and served a portion of the real estate described in said mortgage is incorrectly described or is not described, provided that in the sheriff's certificate on said foreclosure sale said real estate is properly and correctly described and every such mortgage foreclosure sale by advertisement and the sheriff's certificate issued on such sale and the record of such foreclosure sale is hereby legalized and made valid and effective to all intents and purposes notwithstanding the fact that in the notice of foreclosure sale certain of the real estate described in said mortgage and described in the sheriff's certificate on said foreclosure sale was not described or was incorrectly described in said notice of sale, and every such mortgage foreclosure sale by advertisement is hereby legalized and made valid and effective as to the real estate not described in said notice of sale, and such sheriff's certificate shall pass title to said real estate.

Sec. 2. The provisions of this act shall not affect any section or proceeding now pending in any of the courts of this state.

Approved April 21, 1925.

CHAPTER 294—H. F. No. 151.

(Not in G. S. 1923.)

An act to amend Section 1 of Chapter 206, Laws of 1913, as amended by Chapter 361, Laws 1917, and Section 4 of Chapter 206, Laws 1913, and Section 7 of Chapter 206, Laws 1913, amended by Chapter 244, Laws 1915, relating to the inspection of nurseries.

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

Section 1. **Inspection of nursery.**—That Section 1 of Chapter

206, Laws 1913, as amended by Chapter 361, Laws 1917, be and the same is hereby amended so as to read as follows:

"Section 1. The state inspector of nurseries is hereby authorized and empowered to prohibit by proclamation the importation into this state of any plant, tree, shrub, plant product, or other material liable to be infested, which has been grown or propagated in any state, province or county or in any place where it shall be determined by the said state inspector of nurseries after due investigation, that there exists and is prevalent to a dangerous extent, white pine blister rust or any other plant disease or destructive insect which is liable to or capable of spreading to and infecting the plants, trees and shrubs of this state and which may be carried and transported to and into this state on or in trees, plants, shrubs, plant products or other material there grown. It shall be the duty of said state inspector of nurseries upon the making and promulgation by him of any such proclamation to forthwith mail a copy thereof to each certified nurseryman and to each railroad company doing business in this state and to publish a copy thereof in a newspaper published at the city of Duluth and at the city of St. Paul, and any person, firm or corporation or common carrier which shall after thirty days from the reception of said notice, introduce or transport into this state any tree, plant, shrub, plant product, or other material grown or propagated in the territory described in such proclamation, shall be guilty of a gross misdemeanor and, in case the offender be a corporation, shall be punished by a fine of not less than five hundred nor more than one thousand dollars for each shipment so introduced into this state."

Sec. 2. Shipments to be accompanied by Certificate of Inspection.—That Section 4 of Chapter 206, Laws 1913, be and the same is hereby amended so as to read as follows:

"Sec. 4. All nursery stock transported from any point or points in the State of Minnesota to other points within the state must be accompanied by certificate of inspection on each package."

Sec. 3. Nursery stock must have Certificate of Inspection.—That Section 7 of Chapter 206, Laws 1913, as amended by Chapter 244, Laws 1915, be and the same is hereby amended so as to read as follows:

Section 7. Any person, firm or corporation before offering for sale nursery stock not grown by said person, firm or corporation must obtain from the state entomologist a dealer's certificate unless otherwise granted a regular certificate of inspection. Such special certificate will be granted to said person, firm or corporation for nursery stock purchased from an inspected nursery or for foreign nursery stock inspected in Minnesota.

Provided that, before such certificate is granted, the person, firm or corporation requesting the same shall furnish a sworn affidavit that said person, firm or corporation will buy and sell only

nursery stock which had been duly inspected by an official state inspector and that said person, firm or corporation will maintain with the state entomologist a list of all sources from which nursery stock is secured."

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

Approved April 21, 1925.

CHAPTER 295—H. F. No. 626.

An act amending Section 2799 of the General Statutes of Minnesota for 1923, relating to school district elections.

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

Section 1. **Candidates for school office to file.**—That Section 2799 of the General Statutes of Minnesota for 1923, be amended so as to read as follows:

Section 2799. Any person desiring to be a candidate for a school district office at the annual meeting of such district shall file with the clerk of such district an application to be placed on the ballot for such office or any five (5) voters of the district may file such application for or on behalf of any qualified voter in the district that they desire shall be such candidate. Such applications shall be filed not more than thirty (30) nor less than twelve (12) days before the annual school district meeting. The clerk of the district in his notice of annual meeting shall state the names of the candidates for whom applications have been filed, failure to do so, however, shall not affect the validity of the election thereafter held. The Clerk shall prepare at the expense of the district, necessary ballots for the election of officers, placing thereon the names of the proposed candidates for such office, and with a blank space after such names, and such ballots shall be substantially prepared as are ballots for general elections *such ballots shall be marked and signed as official ballots, and which said ballots so prepared by the clerk of the said district shall be used to the exclusion of all other ballots at such annual school meeting in the election of officers of said district;* provided that nothing in this act shall apply to or affect school districts employing but one teacher.

Approved April 21, 1925.

CHAPTER 296—H. F. No. 699.

(Not in G. S. 1923.)

An act to amend Chapter 393, General Laws 1921, relating to