

a duly authorized mortgagee, trustee, registrar, or fiscal agent, when otherwise so drawn as to fall under and within the provisions of the uniform Negotiable Instruments Act (Chapter 272 General Laws of 1913), shall be deemed to be a "negotiable instrument" as defined by law and shall be held and construed to be such "negotiable instrument" notwithstanding the fact that it shall refer to or recite that it is issued under, in connection with, or secured by such mortgage, deed of trust, indenture, or other lien of any kind or nature, and whether or not the terms of said mortgage, deed of trust, indenture, or lien, purport to be incorporated therein or made a part thereof, or otherwise.

Sec. 2. This act shall not be construed to affect any action now pending in any of the courts of this state.

Approved April 23, 1927.

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#### CHAPTER 417—S. F. No. 659.

*An act to amend Chapter 23A, General Statutes 1923, known as Workmen's Compensation Act, and providing for action in the district court for compensation and certain remedies and procedure therein.*

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

Section 1. **Procedure in case of dispute.**—Section 4302, Chapter 23A, General Statutes 1923, is hereby amended by adding to said section sub-sections 4302A and 4302 B, which sections shall read as follows:

*"Section 4302A. At any time after the filing of a petition for compensation, the petitioner, his agent or attorney, may file an affidavit stating that the employer named in said petition is a non-resident or is a foreign corporation, and that the service of said petition and other notices as provided by this act cannot be made on said employer. Thereupon the petitioner may commence an action in the district court of the county where the employe in respect to whom compensation is claimed resided at the time of injury or death, as the case may be. Such action shall be commenced and proceed in the same manner as is provided by law for actions in the District Court. The complaint in such action shall contain a statement that a petition for compensation in said matter has been filed with the Industrial Commission of Minnesota, together with the affidavit as hereinbefore provided, and a statement of the facts upon which the right to compensation or other relief is based, as provided in this chapter. In any such action the property of defendant may be attached by writ of attachment or proceedings in garnishment, and the summons may be served*

by publication as provided in other actions in the district court. Provided, that in the event the employer makes a general appearance in the proceedings upon the petition so filed with the Industrial Commission and shall file therein such bond or security as may be fixed and approved by said Commission, or in the event any insurance company authorized to do business in this state shall appear in such proceedings for said employe and assume liability for any award that may be entered in such proceedings against such employer, the proceedings in said district court shall be dismissed."

"Section 4302B. When issue is joined in any such case in the district court, said court may try and fully determine the same without a jury, or the court may refer the matter to the Industrial Commission of Minnesota, and thereupon the said Commission shall proceed to determine the matter as in cases originally commenced before said Commission, and said Commission shall report its findings and decision therein to the said District Court, which said findings and decision may be approved or disapproved by the court in the same manner as is provided by law and the rules of such court for the approval or disapproval of the report of a Referee, and shall order judgment which shall be entered accordingly as in other cases. An appeal shall lie from such decision and judgment of the district court to the Supreme Court as in other cases."

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

Approved April 23, 1927.

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#### CHAPTER 418—S. F. No. 863.

*An act authorizing the issuance of duplicate bonds to Federal Insurance Company and the Home Insurance Company in lieu of certain lost, destroyed, or stolen bonds of the state.*

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

Section 1. Duplicate bonds authorized.—There shall be issued and delivered as hereinafter provided to Federal Insurance Company, a corporation under the laws of the State of New York, and The Home Insurance Company, a corporation under the laws of the State of New Jersey, jointly, thirty duplicate bonds in place of thirty original bonds of the denomination of \$1,000 each, numbered 15949 to 15978, both inclusive, of the State of Minnesota Rural Credit Bonds  $4\frac{3}{4}\%$  issue due February 15, 1944, with coupons due August 15, 1924, and all subsequent coupons to maturity attached, said original bonds and coupons having been lost, stolen, or