

a mortgagee, who has heretofore filed a petition for a new certificate after the expiration of the year of redemption, from filing a new petition and receiving such new certificate of title regardless of such defective notice and erroneous certificate.

Approved April 18, 1931.

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CHAPTER 200—S. F. No. 480

*An act to amend Section 9221, Mason's Statutes of Minnesota for 1927, relating to affidavit of prejudice or bias of judge.*

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

Section 1. **Affidavit of prejudice.**—That Section 9221 of *Mason's Statutes of the State of Minnesota for 1927* be and the same is hereby amended so as to read as follows:

"9221. Any party or his attorney to a cause pending in a district court having two or more judges, on the first day of a general or special term thereof or within one day after it is ascertained which judge is to preside at the trial or hearing thereof or at the hearing of any motion, order to show cause or argument on demurrer, may make and file with the clerk of the court in which the action is pending and serve on the opposite party an affidavit stating that, on account of prejudice or bias on the part of such judge, he has good reason to believe, and does believe that he cannot have a fair trial or hearing thereof, and thereupon such judge shall forthwith without any further act or proof secure some other judge of the same or another district to preside at the trial of such cause or hearing of motion, demurrer or order to show cause, and shall continue the cause on the calendar, until such judge can be present. In criminal actions such affidavit shall be made and filed with such clerk by the defendant or his attorney not less than two days before the expiration of the time allowed him by law to prepare for trial, and in any of such cases such presiding judge shall be incapacitated to try such cause: Provided, that in criminal cases such judge, for the purpose of securing a speedy trial, may, in his discretion, change the place of trial to another county."

Approved April 18, 1931.