

"Sec. 192. Where money is paid into court to abide the result of any legal proceedings, the judge, by order, may cause the same to be deposited in some duly incorporated bank, to be designated by him, or such judge, on application of any person paying such money into court, may require the clerk to give an additional bond, with like condition as the bond provided for in section 191, in such sum as said judge shall order. For receiving and paying over any money deposited with him, the clerk shall be entitled to a commission of one per cent, on the amount deposited, one-half of such commission for receiving, the other for paying, the same to be paid by the party depositing such money, provided, that where the money is paid or deposited in any court by or for a city of the first class or *the State of Minnesota*, no fee or commission shall be paid to or for the clerk for any service performed by him in receiving or paying over any such money deposited with him."

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

Approved April 12, 1937.

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#### CHAPTER 189—S. F. No. 623

*An act to amend Laws of 1935, Chapter 264, Section 1, relating to an act authorizing the county board to appropriate money and distribute free seed to certain persons, in any county now or hereafter having an area of more than 5000 square miles and an assessed valuation in excess of \$200,000,000.00 exclusive of monies and credits.*

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

**Section 1. County Board may distribute free seed in certain counties.**—That Laws of 1935, Chapter 264, Section 1, be amended so as to read as follows:

"Section 1. That in any county in this State now or hereafter having an area in excess of 5000 square miles and an assessed valuation in excess of \$200,000,000.00 exclusive of monies and credits, the county board may, during the year 1937 and 1938, appropriate and expend up to \$20,000.00 for the purpose of acquiring, distributing and donating free seed to any bona fide owner, and/or occupant of lands primarily devoted to the business of farming; provided that any person to whom said seed is given, in the opinion of the county board, has no sufficient means or credit with which to obtain seed

from other sources and undertakes with the County Board to perform labor for the said county in the amount equivalent to the reasonable value of the seed furnished."

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

Approved April 12, 1937.

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CHAPTER 190—S. F. No. 728

*An act to amend Mason's Minnesota Statutes, 1927, Section 9540, relating to the sale of real property under an action for partition.*

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

Section 1. **Sale of real property under action for partition.**—That Mason's Minnesota Statutes, 1927, Section 9540, be and the same is hereby amended so as to read as follows:

"The sale may be by public auction to the highest bidder for cash, upon published notice in the manner required for the sale of real property on execution. The notice shall state the terms of the sale; and if the property, or any part of it, is to be sold subject to a prior estate, charge, or specific lien, the notice shall so state. The terms of sale shall be made known at the time thereof, and, if the premises consist of distinct farms or lots, they shall be sold separately. The court may, if it be for the best interests of the owners of said property, order such property sold by private sale. If a private sale be ordered the real estate shall be appraised by two or more disinterested persons under order of the court, which appraisal shall be filed before the confirmation of the sale by the court. No real estate shall be sold at private sale for less than its value as fixed by such appraisal. The court may order sale of real estate for cash, part cash and a purchase money mortgage of not more than fifty per cent of the purchase price, or on contract for deed."

Approved April 12, 1937.

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CHAPTER 191—S. F. No. 834

*An act exempting the net amount payable under policies of accident and disability insurance from the claims of creditors.*

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