

CHAPTER 47—S. F. No. 146

[Not Coded]

An act to validate proceedings in certain villages for the construction of water and sewer improvements and the issuance of certificates of indebtedness.

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

Section 1. Proceedings and levy of assessment by village for extension of water plant, water and sewer service, validated. In all cases where the village council of any village having a water plant and system and sewer system has constructed and installed sanitary sewers and water mains to serve property not theretofore receiving such water or sewer service, and said village council has by resolution duly adopted determined to assess the cost of said improvements against property benefited thereby, payable in ten annual installments and to issue water and sewer certificates of indebtedness to provide money for such improvements, all such proceedings including the initial resolutions to make such improvements, the letting of contracts for the construction thereof, the determination of the total cost thereof, and the levy of assessments and the determination by resolution to issue and sell water and sewer certificates of indebtedness are legalized and validated and the levy of said special assessments is validated and said certificates of indebtedness when issued shall be valid and binding obligations of said village according to their terms.

Sec. 2. Remedial. It is expressly found and determined that this Act is remedial in nature, being necessary to protect the financial credit of such villages.

Sec. 3. Actions pending not affected. This Act shall not apply to any action or proceeding now pending in any courts in the State of Minnesota.

Approved February 28, 1947.

CHAPTER 48—S. F. No. 192

[Coded as Section 505.165, Subdivisions 1, 2, 3]

An act relating to the correction of errors in recorded plats by the recording of corrected and supplemented plats in certain cases.

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

[505.165] Section 1. **Correction of error in recorded plats.** Subdivision 1. **Supplemental plats recorded.** That in all cases where the plats, or what purports to be plats, of any portion of the lands contained within any town, village or city of this state of additions or subdivisions thereof, which have been executed and filed in an office of any register of deeds previous to January 1st, 1915, fail to identify or correctly describe the land to be so platted or to show correctly upon their face the tract of land intended or purported to be platted thereby, or any such plats are defective by reason of the plat and the description of the land purported to be so platted thereby being inconsistent or incorrect, or there exists a defect in the execution of said plats on the part of the grantors thereof, the governing board or council of the municipality containing land so platted or purported to be so platted may authorize, within six months from the passage of this Act, referring by the record book and page of such plat or plats in the office of the register of deeds to the plat or plats to be corrected, the making of one or more plats which shall correctly show on the face thereof and by description of the land intended to be platted, which plat or plats may vary from the original plats in description as to lots and blocks to suit the best purpose and secure the best results, and such plat or plats, in a declaration thereon, shall recite such resolution and shall identify each separate tract of land described therein with such tract of land in the purported plat or plats intended to be corrected thereby, and shall be certified by the proper officers of the municipality as to authorization and by an engineer or surveyor as to correctness, and the signatures of such persons shall be acknowledged in like manner as a deed.

Sec. 2. Subd. 2. **Recording; prima facie evidence.** Such plat or plats when so certified and acknowledged may be filed in the office of the register of deeds and the declaration therein may be recorded at length in a "Book of Plat Certificates"; and when so filed and recorded such plat or plats and declaration together with the record thereof shall be prima facie evidence in all matters shown or stated therein as to the lands covered thereby.

Sec. 3. Subd. 3. **Limitation on application.** This act shall not apply to a city whose charter provides for official supervision of plats by municipal officers, commission or board.

Approved February 28, 1947.