

CHAPTER 411—S. F. No. 1236

[Not Coded]

An act legalizing and validating the vacation of roads and platted streets, drives, or public ways, by town boards and the records thereof in certain cases.

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

Section 1. Town roads or streets; vacation; validating. In any case where there has actually been on record in the office of the register of deeds since January 1, 1958, or earlier, a resolution or order of a town board or a copy thereof purporting to vacate a road or part thereof which was theretofore a county road or county aid road abandoned by resolution of the county board, such record shall have like force and effect as if the resolution or order or copy thereof at the time of filing or recording was legally entitled thereto, notwithstanding any deficiency in the form or certification thereof by the town clerk or otherwise, and it shall be presumed that all requirements of law in the proceeding were complied with, and such vacation is hereby legalized, validated, and confirmed, notwithstanding any deficiency in the proceeding, resolution, or order, or in the authority of the town board with respect thereto.

Sec. 2. In any case where there has actually been on record in the office of the register of deeds since January 1, 1958, or earlier, a resolution or order of a town board or a copy thereof purporting to vacate a platted street or drive or other platted public way, such record shall have like force and effect as if the resolution or order or copy thereof at the time of filing or recording was legally entitled thereto, notwithstanding any deficiency in the form or certification thereof by the town clerk or otherwise, and it shall be presumed that all requirements of law in the proceeding were complied with, and such vacation is hereby legalized, validated, and confirmed, notwithstanding any deficiency in the proceeding, resolution, or order, or in the authority of the town board with respect thereto.

Sec. 3. This act shall not affect any vacation which has heretofore been invalidated in any action at law or which is questioned in any such action now pending.

Approved April 30, 1963.

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.