

## CHAPTER XVI.

*An Act in Relation to Entering and Recording the Satisfaction of Mortgages.*

- SECTION 1. Duty of Register of Deeds.  
 2. Act, when to take effect.

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

Duty of Register  
of Deeds

SECTION 1. That whenever any mortgage or conditional conveyance shall be discharged or released by an entry on the margin of the record thereof, it shall be the duty of the register of deeds to make an entry of such release or discharge in his reception book, as of the reception of an instrument of release or discharge, which entry shall refer definitely to the mortgage or conditional conveyance so released or discharged.

SEC. 2. This Act shall take effect and be in force from and after the first day of May next.

Approved January 24th, A. D. 1861.

## CHAPTER XVII.

*An Act Providing for the Release and Discharge of Attachments upon Real Estate.*

- SECTION 1. Manner in which real estate may be discharged of record.  
 2. Plaintiff may at any time before final discharge of attachment, release any portion of real estate encumbered—manner of.  
 3. Duty of register of deeds.  
 4. Real estate heretofore attached may be released in same manner.  
 5. Act, when to take effect.

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

SECTION 1. Whenever any real estate shall have been attached by virtue of any warrant of attachment in any

action pending in any court of this State, such real estate may be discharged and released of record from such attachment in the following manner, to wit: Manner in which real estate may be discharged of record

1st. By filing in the office of the register of deeds of the county wherein such real estate is situated, a certified copy of the order discharging or vacating said attachment.

2d. By filing with such register of deeds, satisfaction of judgment rendered in such action.

3d. By judgment being rendered in the action in favor of the defendant against whom the attachment is issued, upon filing in the office of said register of deeds a transcript of such judgment.

4th. By filing in the office of such register of deeds a satisfaction and discharge of such attachment executed by the plaintiff in said action in the same manner as is required by law for the execution of conveyances of real estate.

SEC. 2. The plaintiff in such action may at any time before the final discharge of such attachment release and discharge from such attachment, any part or portion of such real estate incumbered by said attachment, by executing in the same manner as conveyances of real estate are required by law to be executed, a release and discharge of such parts or portions of said real estate so designated to be discharged and released, and particularly describing the same, and filing such release in the office of the register of deeds of the county wherein the lands are situated; and such release or discharge shall in nowise affect the lien and incumbrance of said warrant of attachment upon the remainder of the real estate or property covered by said attachment and not included in such release. Manner of releasing real estate encumbered

SEC. 3. It shall be the duty of the register of deeds to enter such discharge, release or satisfaction in the same manner and in the same book provided for the filing and entry of warrants of attachments, except that the names of the plaintiffs shall be alphabetically arranged in said index, and he shall receive the same fees as are allowed him for the filing and entry of attachments in his office. Duty of Register of Deeds

SEC. 4. All real estate heretofore attached by virtue of any warrant of attachment may be released and discharged in the same manner as provided in this Act; *Provided*, That in all cases wherein such attachment

Manner of releasing real estate heretofore attached

shall have been recorded at length, then that such release or discharge shall in like manner be recorded at length in the book of mortgages, and shall make an entry of the same in the same manner as is required for the entry of satisfaction and discharge of mortgages upon real estate, and the said register shall receive for such entry and recording, the same fees as are by law allowed him for the entry and recording of satisfaction of mortgages upon real estate, and no other fee or reward whatever.

SEC. 5. This Act shall take effect and be in force from and after its passage.

Approved February 15th, A. D. 1861.

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## CHAPTER XVIII.

*An Act to Amend An Act for a Homestead Exemption,  
Passed August 12, 1858.*

SECTION 1. One sewing machine exempt from execution.  
2. Act when to take effect.

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

What to be exempt from execution

SECTION 1. That section eight of said act, being section ninety-nine of chapter sixty-one of the public statutes, be amended by adding the following clause to the enumeration of household articles exempted from execution: "*Ninth*—One sewing machine."

SEC. 2. This Act shall take effect and be in force from and after its publication.

Approved February 25th, A. D. 1861.