

Actions when to be commenced—dispositions of fines collected.

SEC. 3. All actions under this act shall be commenced within thirty days from the time the offence was committed. All fines imposed and collected under this act shall be paid one half to the complainant, and the other half into the county treasury for the use of common schools.

When act to take effect.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved February 15, 1868.

## CHAPTER LXI.

*An Act to amend sections seven, eight and nine, of chapter forty of the General Statutes of this State, relating to deeds, mortgages, and other conveyances.*

March 6, 1868.

- SECTION 1. Amendment to Section 7, of Chapter 40, General Statutes. Deeds to be executed in the presence of two witnesses—by whom to be acknowledged.
2. Amendment to Section 8, Chapter 40. Officer taking the acknowledgment to append a certificate of such acknowledgment.
  3. Amendment to Section 9, Chapter 40. Before whom acknowledgments must be taken.
  4. When act to take effect.

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

SECTION 1. That section seven, of chapter forty (40), of the general statutes of this state, is hereby amended so as to read as follows :

Sec. 7. Deeds of land or any interest in lands within this state, shall be executed in the presence of two witnesses, who shall subscribe their names to the same as such, and may be acknowledged by the person or persons executing the same, before any of the following officers :

*First—If acknowledged within this state, any officer authorized by the laws of this state to take acknowledgments therein.*

How deeds to be executed—how acknowledged.

*Second*—If acknowledged out of this state and within the United States, the chief justice and associate justice of the supreme court of the United States, judges of the district courts of the United States, the judges or justices of the supreme, superior, circuit, or other court of record of any state, territory or district within the United States; the clerks of the several courts above mentioned, and notaries public, justices of the peace, and commissioners appointed by the governor of this state for such purpose; but no acknowledgments taken by any such officer shall be valid, unless taken within some place or territory for which he shall have been elected or appointed to such office, or to which the jurisdiction of the court to which he belongs shall extend.

SEC. 2. That section eight (8), of said chapter forty (40), is hereby amended so as to read as follows:

Sec. 8. Any officer taking the acknowledgment of a deed as provided in the preceding section shall endorse upon, or append to such deed, a certificate of such acknowledgment thereof, and the true date of such acknowledgment, and shall date and sign such certificate.

Certificate to be appended.

SEC. 3. That section nine (9), of said chapter forty (40), is hereby amended so as to read as follows:

Sec. 9. In the cases provided for in the second subdivision of section seven of this chapter, unless the acknowledgment is taken before a commissioner appointed by the governor of this state for that purpose, or before a notary public, or before a clerk of a court, or some other officer having a seal of office, and the certificate of acknowledgment upon such deed, with the seal of office of such officer affixed thereto, there shall also be attached or appended to or endorsed upon such deed, a certificate of the clerk or other proper certifying officer of a court of record of the county, district, or place within which such acknowledgment was taken, under the seal of his office, that the person whose name is subscribed to the certificate of acknowledgment, was at the date thereof such officer as he is therein represented to be, that he is acquainted with the hand writing of such person, and that he verily believes the signature subscribed to the certificate of acknowledgment to be genuine.

Before whom acknowledgments shall be taken.

SEC. 4. This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved March 6, 1868.