

CHAPTER 261.

AN ACT TO AUTHORIZE THE REFUNDING OF MONEY PAID BY MORTGAGES FOR TAXES, WHICH HAVE BEEN OR SHALL BE DECLARED VOID.

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

SECTION 1. Whenever money has been paid or hereafter shall be paid for taxes on any land by a person who holds a mortgage on such land, or who in good faith believes himself to be the owner of such land under a mortgage foreclosure, which foreclosure has been or hereafter shall be declared void, the money so paid, with interest from the date of such payment at the rate of seven (7) per cent per annum, shall be refunded to such person, his executors, administrators or assigns, whenever such taxes have been or hereafter shall be adjudged void in an action for the foreclosure or reforeclosure of said mortgage.

Money to be refunded, when foreclosure sale declared void.

SEC. 2. Such moneys shall be refunded on the order of the county commissioner, by the county treasurer, on the presentation to said commissioners of a certified copy of the final decree or judgment declaring said taxes void, and said lands shall thereafter become subject to reassessment for the taxes so adjudged void.

Refunding money, manner of.

SEC. 3. All moneys so refunded shall be charged among the various taxing districts, in the proportion in which they shared in the amount originally paid.

Division of expense.

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

When act to take effect.

Approved March 9, 1885.

CHAPTER 262.

AN ACT RELATING TO THE RECORDS IN THE OFFICE OF THE CLERKS OF THE DISTRICT COURT.

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

SECTION 1. That the clerks of the several district courts of this state shall enter upon the registers provided for that purpose all cases, civil and criminal, which, through

Duties of clerks of courts in case of negligence of predecessors.

the mistake, inadvertence or neglect of their predecessors in office, shall not have been registered; the true date of the filings in such cases shall be entered on said registers, and said entries when so made shall have the same force and effect as if made by the clerk of the district court at the proper time; *Provided*, That the fees for such services shall be paid by the county only upon the order of the court; *And provided further*, That in docketing any such judgment the date thereof shall be the time when the same is actually docketed, and the lien thereof shall attach only from such date.

When act to
take effect.

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

Approved March 9, 1885.

CHAPTER 263.

AN ACT, ALLOWING COMPENSATION TO COUNTY COMMISSIONERS IN CERTAIN CASES.

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

Compensation
in certain cases.

SECTION 1. Section twelve (12) of chapter fifteen (15) of the general statutes of one thousand eight hundred and seventy-eight (1878) is hereby amended by adding thereto the following proviso: *Provided*, That in the performance of the duties required by this section such county commissioner shall receive the sum of three (3) dollars per day for each day necessarily employed, and ten (10) cents per mile for every mile necessarily traveled in the performance of such duty, but no commissioner shall receive pay for the performance of such duty for more than fifteen (15) days' service, nor mileage to exceed one hundred (100) miles in any one year.

When act to
take effect.

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

Approved March 4, 1885.