

jail. Provided, that if there be a district jail in the judicial district to which the said county belongs, he shall be sent thereto, or to some nearer district jail, as the committing magistrate or the district judge shall designate; and the sheriff of such other county shall, on exhibit of such magistrate's or judge's order, receive and keep in custody, in the jail of his county, the prisoner ordered to be committed as aforesaid; and the sheriff shall, upon the order of the district court or a judge thereof, redeliver such prisoner when in demand.

SEC. 31. Condemnation of jails.—Whenever the jail of any county is insecure or otherwise unfit for use, the judge of the judicial district, on the recommendation of the grand jury or of his own motion, may issue his written order condemning such jail; or whenever, in the judgment of the state board of corrections and charities, the jail of any county is insecure or otherwise unfit for use, the said board, by and with the consent of the judge of the judicial district in which said jail is located, may issue a written order condemning said jail; and after being so condemned such jail shall not be used for the detention of any prisoner for more than twenty-four hours at one time, except pending preliminary examination, or while the court is in session, until such order is rescinded.

Insecure and unfit jails may be condemned.

SEC. 32. Repealing clause.—Title one of chapter one hundred and twenty of the general statutes of 1878, and all acts or parts of acts inconsistent with this act, except as specified in section eleven, are hereby repealed.

Repealing chap. 120, statutes of 1878.

SEC. 33. When to take effect.—This act shall take effect and be in force from and after its passage.

Approved April 19, 1893.

CHAPTER 158.

S. F. No. 122.

An act authorizing sheriffs and deputy sheriffs to complete foreclosure sales after the expiration of their term of office.

Completing foreclosure sales.

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

SECTION 1. That in all cases where any sheriff or any deputy sheriff of any county in this state has heretofore and during his term of office duly sold any real property under a power of sale contained in a mortgage authorizing such sale, and such term of office has expired before the execution of a certificate and affidavit of sale by such officer, he shall, nevertheless, at any time within three months after the expiration of such term of office, he and he is hereby authorized to execute and deliver such certificate and such affidavit in the same manner and with the same effect as if he were still in office.

Authorizes sheriffs to execute certificates after their term of office.

Provided, however, that nothing herein contained shall apply to any action now pending in any court in this state involving the validity of any such sale.

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

Approved March 8, 1893.

CHAPTER 159.

S. F. No. 504.

Sibley county.

An act to annex certain territory to the county of Sibley.

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

Annexing part
of a township
from Scott
county.

SECTION 1. That all parts of section number twenty-five, south half of section number twenty-six, and section thirty-five of township one hundred and twelve north, of range twenty-six west, lying and being on the west side of the Minnesota river, be and the same is hereby annexed to the county of Sibley.

To be voted on
by the county
of Sibley.

SEC. 2. At the time of giving notice of the next general election, it shall be the duty of the officers in the county of Sibley, aforesaid, to give notice that at said election the question will be submitted to the electors of said county whether this law shall be adopted, but no failure or irregularity in such notice shall in any manner vitiate the vote on such question.

Form of ballot.

SEC. 3. There shall be printed on the white ballots to be used at the next general election in said county the words, "For changing the county line—Yes," and the words, "For changing the county line—No," and the electors of said county in favor of the adoption of this law shall place a cross-mark opposite the words first above required to be printed on said ballot, in the space at the right-hand margin provided for that purpose, and the electors opposed to such adoption shall place a cross-mark opposite the words last above required to be printed on said ballot, in the blank space at the right-hand margin provided for that purpose.

Canvass of
votes.

SEC. 4. The votes cast at said election upon said subject shall be counted, canvassed and returned in the manner provided by the general laws of this state in relation to elections.

SEC. 5. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 6. Section one of this act shall take effect and be in force from and after its ratification as aforesaid, and the other sections of this act shall take effect and be in force from and after its passage.

Approved March 27, 1893.