

S. F. No. 510.

CHAPTER 332.

Claims
against coun-
ties; amend-
ment.

An act to amend section eighty-nine (89) of chapter eight (8) of the General Statutes of one thousand eight hundred and seventy-eight (1878), as amended by section one (1) of chapter one hundred and seventy-one (171), laws of the year one thousand eight hundred and eighty-nine (1889), the same being section six hundred forty-four (644) of the Statutes of Minnesota of 1894, relating to counties and county officers.

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

Disallowance
of claims
against coun-
ties; appeals
from.

SECTION 1. That section eighty-nine (89) of chapter eight (8) of the General Statutes of one thousand eight hundred and seventy-eight (1878), the same being section six hundred forty-four (644) of the Statutes of Minnesota, 1894, be and the same is hereby amended so as to read as follows: When the claim of any person against a county is disallowed in whole or in part, by the board of county commissioners, such person may appeal from the decision of such board to the district court in the same county, by causing a written notice of such appeal to be filed in the office of the county auditor within thirty days after the decision appealed from was made, upon giving security for costs, to be approved by the county auditor. When the claim of any person against a county is allowed in whole or in part by the board of county commissioners, no order shall be issued in payment of such claim or any part thereof until after the expiration of thirty days from the date of the decision; and the county attorney may in any case, and, if the amount allowed exceeds twenty-five dollars, he shall, upon the request of seven taxpayers of the county, on behalf of and in the name of such county, appeal from the decision of such board to the district court in the same county by causing a written notice of such appeal to be filed in the office of the county auditor within thirty days after the date of the decision appealed from. And thereafter no order shall be issued in payment of any part of such claim until the judgment of the district court in the proceedings shall be certified and filed in the office of the county auditor. When notice of appeal is filed as aforesaid, the district court shall have jurisdiction of the parties and of the subject matter of the proceedings and may compel a return to be made in the same manner as in the case of an appeal from a judg-

Claims al-
lowed; appeal
by county.
Claim not
to be paid
for 30 days.

ment of a justice of the peace; *provided*, that the board of county commissioners of any county may, in their discretion, at their regular meetings in January and July, appropriate from the revenue fund of the county a sum of money not exceeding one hundred and fifty dollars to pay incidental expenses of the county incurred for postage of the several county officers entitled thereto, and express charges, chargeable to the county, and the mileage of town officers making election returns, and such other purposes as the county board may direct; *provided further*, that no person shall be entitled to receive at any one time a larger sum than fifteen dollars from such appropriation; and the money so appropriated shall be paid on the warrant of the county auditor, upon the representation of a properly itemized and verified bill, except in such cases where the auditor considers the sum charged to be excessive, in which cases he shall file the bill, if requested by the person presenting the same, for action of the board at its next meeting.

Provided, further, that the county shall pay itemized and verified bills by the register of deeds, county auditor and county treasurer for such sums as may be necessarily expended by them for postage in the conduct of the business of their respective offices in excess of said sum of fifteen dollars, to be audited and paid as other claims against the county are paid.

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

Approved April 20th, 1899.

Appropriation for postage and incidental expenses.

Postage and incidental expenses, how paid.

Postage and incidental expenses of county auditor and county treasurer.

CHAPTER 333.

S. F. No. 559.

An act legalizing certain mortgage foreclosure sales heretofore made.

Foreclosure sales.

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

SECTION 1. Every mortgage foreclosure sale heretofore made under a power of sale, in the usual form contained in a mortgage, duly executed, witnessed, acknowledged and delivered and previously recorded in the proper register of deeds' office, of real property within the limits of this state, is, together with the record of such sale, hereby legalized and made valid and effectual to all intents and purposes as against the objection that the power of attorney or authority in writing authorizing the

Foreclosure defective for want of seal, or attorney's authority, legalized.