

such abandoned highways or fences across same shall be so constructed as to be conspicuous and safe.

SEC. 3. If any such board of supervisors, after having received the notice provided for in the preceding section, shall determine that any such highway or part thereof described in such notice has not been abandoned as a public highway as provided in section one of this act, they shall, within thirty days from the date of the service of such notice upon them, so notify the person claiming the abandonment in writing and such person claiming such abandonment shall not inclose or in any manner interfere with such highway till the question of abandonment shall have been lawfully determined; and if such board of supervisors fail to serve the notice as provided in this section, they shall be deemed to have waived all right to question the abandonment of such highway or portion thereof.

Notice to be given in writing.

SEC. 4. Any justice of the peace or any court of record in any such county shall have power to hear and determine all questions of abandonment which shall arise under this act, with the usual right to the interested parties to appeal.

Under jurisdiction of justices of peace.

Provided, however, that nothing herein contained shall be construed to apply to any litigation now pending which involves the legality or validity of any such highways.

SEC. 5. All acts and part of acts inconsistent herewith are hereby repealed.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved March 19, 1903.

CHAPTER 76.

H. F. No. 107.

An act to appropriate money for betterments and repairs at the Minnesota State Training School, Red Wing.

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

SECTION 1. The sum of \$5,000 is hereby appropriated out of any moneys in the treasury, not otherwise appropriated, or so much thereof as may be necessary,

Appropriation for Minn. Training School.

to be used for repairs and betterments at the Minnesota State Training School for Boys and Girls, Red Wing, Minn.

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

Approved March 19, 1903.

H. F. No. 90.

CHAPTER 77.

Legalizing
certificates of
sale.

An act legalizing official certificates of sale and the record thereof, heretofore made under mortgage powers, executions, judgments, orders and decrees, and prescribing the force and effect of such certificates and records.

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

SECTION 1. That in all cases where real property has heretofore been sold under a power of sale in the usual form contained in a duly executed and recorded mortgage or under a duly rendered judgment, order or decree of a court of competent jurisdiction or upon a valid execution, and an official certificate of such sale has been made, acknowledged and delivered by the proper officer to the purchaser, and such certificate has been duly filed for record and actually recorded, after the expiration of twenty days from the date of such sale or certificate, in the office of the register of deeds for the county within which said real property was situated, then and in every such case such official certificate, as well as such record thereof, is hereby legalized and made valid, and shall be effectual to all intents and purposes as of and from the date when such certificate was so filed for record, except as against any person who has purchased said real property or some part thereof from the former owner thereof in good faith and for a valuable consideration more than twenty days after such official sale, and without notice thereof, and before such certificate was so filed for record; and every such certificate and such record thereof shall be prima facie evidence that all requirements of law in that behalf were duly complied with, and of the validity of such sale.

Persons
who have
purchased
from former
owner ex-
cepted.

SEC. 2. That in all cases where real property has, prior to the 31st day of July, A. D. 1866, been duly sold under a power of sale in the usual form, contained in a