

hog cholera exists, or has existed within the last twelve months, shall constitute infected territory.

Sec. 2. **Violation misdemeanor.**—Every person or firm violating this act shall be guilty of a misdemeanor, the minimum punishment whereof shall be a fine of twenty-five (\$25.00) dollars, or imprisonment for thirty (30) days.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved Jan. 21, 1921.

CHAPTER 101—H. F. No. 844.

An act to legalize mortgage foreclosure sales heretofore made.

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

Section 1. **Mortgage foreclosure sales legalized in certain cases.**—Every mortgage foreclosure sale by advertisement heretofore made in this state, under power of sale in the usual form, contained in any mortgage duly executed and recorded in the office of the register of deeds of the proper county of this state, together with the record of such foreclosure sale, is hereby legalized, and made valid and effective to all intents and purposes, as against either or all of the following objections, viz :

1. That the date of the mortgage, or of any assignment thereof, or the day, hour, book or page of the record of the mortgage, or of any assignment thereof, in the office of the register of deeds, is incorrectly stated in the notice of sale, or in any of the foreclosure papers, affidavits or instruments.

2. That the notice of sale was served upon the occupant of the mortgaged premises by leaving a copy thereof with a member of the family of said occupant, of suitable age and discretion, then residing upon said premises, but who, at the time of such service, was not upon said premises.

3. That the power of attorney to foreclose said mortgage provided for by Section 8119, General Statutes of Minnesota, 1913, has not been executed and recorded prior to such foreclosure sale as provided by law, or had been executed prior to such foreclosure sale but not recorded until after such sale.

4. That the acknowledgment upon the power of attorney to foreclose such mortgage was taken and certified by a notary public who was also one of the attorneys named in such power of attorney to foreclose such mortgage.

5. That the sheriff's certificate of foreclosure sale and the affidavit of costs and disbursements of the foreclosure, or either of them, or any other of the papers or documents constituting a part of the said foreclosure proceedings or the record thereof, were not filed

in the office of the register of deeds of the proper county within the time required by law, but have since been filed and recorded in such register of deeds office before the passage of this act.

* 6. That the foreclosure sale notice stated a date of sale falling on a legal holiday, and said foreclosure sale was held by the sheriff of the proper county on a legal holiday.

7. That the mortgage foreclosed, or the record thereof, is defective, by reason of having no witnesses, or only one witness, or has no scroll for a seal, or has a defective certificate of acknowledgment, or has no certificate of acknowledgment.

8. That the power of attorney provided for by section 8119, General Statutes of Minnesota, 1913, has not been executed and recorded as provided by law, and an original instrument of ratification, signed and acknowledged by the party owning and foreclosing such mortgage, ratifying all acts done by the attorney or attorneys conducting such foreclosure, and stating therein that such foreclosure was authorized by such owner, and same shall have been recorded in the office of the register of deeds of the proper county, prior to September 1, 1919.

9. That the notice of the mortgage foreclosure sale was published only five or more successive weeks.

10. That the notice of the pendency of any suit or proceeding to enforce or foreclose the mortgage, as provided in Section 6924, General Statutes of Minnesota, 1913, had not been filed with the Registrar of Titles and a memorial thereof entered on the register at the time of or prior to the commencement of such action or proceeding.

11. That the place of sale in the notice of foreclosure was stated as "village court house" instead of "court house."

12. That in the execution of a mortgage by husband and wife, the husband executed same by signing his full given name and the initial of his middle name and thereafter in the power of attorney to foreclose said mortgage and in the notice of sale, which said notice was served upon the occupant of the premises described in the said mortgage, and in the sheriff's certificate of sale, the said husband-mortgagor, was referred to by his initials only.

13. That the mortgage foreclosed had been assigned and the assignment duly placed of record, and the mortgage re-assigned to the mortgagee and the re-assignment duly placed of record, and the mortgage again assigned and the assignment duly placed of record, but the notice of the foreclosure sale omits the description of the first assignment and of the re-assignment thereof.

14. That one of the regular publication days for such notice of mortgage foreclosure sale fell upon Thanksgiving Day or upon any legal holiday and such notice of mortgage foreclosure sale was published either the day before or the day after Thanksgiving Day or such legal holiday.

Sec. 2. Application.—The provisions of this act shall not

affect any action or proceeding now pending in any of the courts of this state.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved January 21, 1921.

CHAPTER 102—S. F. No. 185.

An act entitled, "An act legalizing certain bonds heretofore authorized to be sold by consolidated school districts."

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

Section 1. **School bonds legalized in certain cases.**—When any Consolidated School District in this State shall have heretofore voted upon the propositions of issuing its bonds for the purpose of refunding its floating indebtedness and for the purpose of defraying the expenses of building a garage, both propositions being contained in the same ballot and voted upon as one proposition at a special election duly called for such purpose, and more than a majority of those present and voting voted in favor of the issuance of such bonds, and such School District has heretofore erected a garage which cost in excess of the amount of bonds voted on at said election, such bonds are hereby legalized and the board of education of such district is authorized to execute said bonds and deliver the same to the purchaser paying as much as par and accrued interest therefor, PROVIDED that the sale of said bonds has been advertised and bid received in accordance with Section 1856, General Statutes, 1913.

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

Approved January 21, 1921.

CHAPTER 103—S. F. No. 680.

An act to fix the times of holding general terms of the district court in the third judicial district of the State of Minnesota.

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

Section 1. **Terms of court in third judicial district designated.**—The general terms of District Court in the several counties constituting the Third Judicial District of the State of Minnesota, shall be held each year at the times herein prescribed as follows :

Olmstead County, on the first Monday in June and December ;

Wabasha County, on the second Tuesday in May and in the odd numbered years on the second Tuesday in November and in the even