

published only five times; or where the affidavit of publication of notice of foreclosure sale did not in all respects comply with the provisions of Chapter 484, Laws 1921, but did comply in all respects with the provisions of Section 9413 General Statutes 1913.

11. That the power of attorney to foreclosure the mortgage was not properly witnessed and that the acknowledgment of the execution of the same by the mortgagee or assignee of the mortgage was taken and certified by the person to whom such power was granted.
12. That the sheriff's certificate of sale is signed by only one witness and the acknowledgment to said certificate bears no date.

Sec. 2. Sheriff's certificates validated.—Any sheriff's certificate of mortgage foreclosure sale by advertisement which has been heretofore correctly spread upon the records of the proper county, together with all indexing records thereof, is hereby legalized and made valid as against any irregularity or defect in the entering or noting thereof in the numerical register book, reception book and all other indexing books of said county.

Sec. 3. Mortgage foreclosures legalized.—Every mortgage foreclosure sale by action heretofore made in this state of any mortgage duly executed and recorded in the office of the register of deeds of the proper county of this state covering land not registered under the Torrens system, wherein heretofore the report of sale has been confirmed by order filed in the action, and the certificate of sale was thereafter executed in proper form and recorded in the office of the register of deeds of the proper county more than twenty days after such confirmation, is, together with such certificate and the record thereof, hereby legalized with the same effect as if such certificate had been executed, acknowledged and recorded in the office of such register of deeds within such twenty days.

Sec. 4. Application.—The provisions of this act shall not effect any action or proceeding now pending in any of the courts of this state.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 10, 1923.

CHAPTER 163—H. F. No. 132.

An act to amend Section 1833, General Statutes of Minnesota, 1913, relating to officers of fire department relief associations in certain cities and villages having less than 50,000 inhabitants.

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

Section 1. Tax for fire department relief fund in certain villages and cities having less than 50,000 inhabitants—Board of trustees of relief association, how constituted—Funds, how disposed of, etc.—That section 1833, General Statutes of Minnesota, 1913, be and the same hereby is amended so as to read as follows;

"1833. The board of trustees of every fireman's relief association of this state shall be composed of the following persons, to wit; *six* trustees elected annually by such fireman's relief from its own members and also the following *ex officio* members taken from the officers of the municipality in which the relief association is located, viz: The mayor or president, the recorder or clerk, the treasurer and the chief of the fire department thereof, and any such board of trustees of a duly incorporated relief association shall have exclusive control and management of all funds received by its treasurer under the provisions of this act, and all moneys or property donated, given, granted or devised for the benefit of said funds, and the funds received under the provisions of this act shall be kept in a special fund on the books of the secretary and treasurer of said association and shall never be disbursed for any purpose whatever except the following, viz: (1st) For the relief of sick, injured and disabled members of any fire department in such village or city: (2nd) for the payment of pensions to disabled firemen and the widows and orphans of firemen: (3rd) for the payment of pensions to retired firemen pursuant to the laws of the state. Provided, that the funds received by any relief association from dues, fines, initiation fees and entertainments shall be kept in a fund called the general fund, and may be disbursed for any purpose authorized by the articles of incorporation and by-laws of said association. Provided, further, that said relief association is hereby authorized and empowered to invest its funds in such income paying properties and securities as the council of the village or city in which such organization is located shall from time to time, authorize. Provided, further, that none of the money raised by taxation as provided herein shall be paid to any fireman's relief association, or other trustee or officer, except the treasurer of the municipality wherein the same is levied, unless such fireman's relief association, or the treasurer thereof, or trustee authorized to receive the same, shall file a bond with the city clerk or village recorder, as the case may be, with sufficient sureties approved by the common council, or other governing body of such municipality, in double the amount received by virtue hereof, and shall from time to time, whenever required by such council or other governing body of such municipality, file a new or additional bond conditioned to safely keep all of said money and

to disburse the same only for the purposes authorized by this act."

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

Approved April 10, 1923.

CHAPTER 164—H. F. No. 58.

An act to amend subdivision II of Section 1268, General Statutes 1913, as amended by Chapter 478, Laws of 1919, relating to the powers of village councils.

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

Section 1. **Council—Powers.**—That Subdivision 11 of Section 1268, General Statutes 1913, as amended by Section 1 of Chapter 478 of the General laws 1919, be and the same is hereby amended to read as follows:

11. To purchase and hold cemetery grounds within or without the village limits, to enclose, lay out, and ornament the same, and to sell and convey lots therein; and such ground so acquired or portion thereof as may be required for that purpose shall be surveyed into lots of such size as the village council shall direct, with such avenue, alleys and walks as they shall deem proper. A map of such survey shall be filed in the office of the register of deeds of the county of its location; to establish public parks, parkways and walks, and enclose, improve, ornament and protect the same; to appoint a park board and provide for and regulate the setting out and protection of trees, shrubs and flowers in the village or upon its property; and when any parkway is established or improved along the street frontage of private property, the special benefits if any resulting therefrom to lots and parcels of land fronting on such parkway may be assessed against the same and collected as other special assessments are collected.

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

Approved April 10, 1923.

CHAPTER 165—H. F. No. 83.

An act authorizing the temporary removal of female inmates from penal institutions of the state to public hospitals in certain cases.

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

Section 1. **Inmates of penal institutions to be transferred in certain cases.**—Whenever it shall be made to appear by the properly verified petition of any woman, who has been sentenced