

minated, and he shall in the case of a reduction of the deposit permit the depository to withdraw the excess portion thereof. All interest on the collateral so deposited when collected shall be paid to the depository so long as it is not in default. Before any collateral is deposited with the treasurer it shall first be approved by the same authority that designated the depository but no such authority shall be necessary for the withdrawal of collateral. The closing of a depository shall be deemed a default upon the part of the depository and no demand upon the part of the municipality, or its treasurer, shall be necessary to establish such default. If a depository shall close, any time deposit placed therein shall immediately become due and payable. If both bond and collateral is furnished by a depository, all or any part of the collateral may be withdrawn without in any way impairing the full force and effect of the bond unless it shall contain a provision that the collateral shall not be withdrawn without the consent of the surety thereon. If a corporate surety bond is furnished by a depository it shall be in a penal sum not to exceed the amount designated as the limit of deposit therein notwithstanding any other provisions of law to the contrary. At no time shall the treasurer maintain a deposit in any depository against collateral in excess of ninety per cent of the market value thereof. Any provision of law authorizing any county, city, village, borough, town or school district to designate banks as depositories shall be construed to include trust companies authorized to do a banking business.

**Sec. 2. Not to effect existing contracts.**—Nothing in this act shall be construed as modifying or impairing any existing contract or obligation, but authority is hereby conferred upon any governing body or other authority authorized to designate depositories to terminate any existing contract with any depository by mutual consent and to make a new designation under the terms hereof for the unexpired period of the designation.

**Sec. 3. Laws repealed.**—The provisions of Sections 102 and 107, General Statutes 1923, so far as inconsistent with the provisions of this act and except as they relate to state depositories, are hereby superceded, amended and qualified to conform to the provisions of this act.

Approved April 9, 1925.

---

#### CHAPTER 174—H. F. No. 755.

*An act abolishing dower and curtesy and statutory interest in lieu of dower and curtesy in all lands conveyed prior to January 1st, 1910, and limiting the time for the commencement of actions for the recovery of estates in dower or by the curtesy or estates in lieu of dower or by the curtesy, and limiting the time for the commence-*

*ment of actions by any person claiming as heir of any person who has conveyed land claimed as a homestead at the time of the conveyance where such conveyance was made prior to January 1st, 1910.*

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

**Section 1. Dower and curtesy abolished in certain cases.**—All inchoate estates in dower and curtesy, and all inchoate estates or statutory interests in lieu of dower and curtesy, are hereby abolished in all lands in this state which have been conveyed prior to January 1, 1910, by the husband or wife of the one entitled to such inchoate dower or curtesy, or statutory interest, by a conveyance in writing.

**Sec. 2. Action shall not be maintained.**—No action for the recovery of real property, or of any right therein, or the possession thereof, shall be maintained by any person having any estate in dower or by the curtesy or any estate or statutory interest in lieu of dower or by the curtesy therein, or by anyone claiming, by, through or under any such person, where it appears that the husband and wife of such person conveyed such real property, or any interest therein, by a conveyance in writing, prior to the first day of January, 1910; and no action shall be maintained for the recovery of real property, or of any right therein, or the possession thereof, by any person claiming as heir of any person who has conveyed land claimed as a homestead at the time of the conveyance and where such conveyance was made prior to January 1st, 1910, unless such action shall be commenced on or prior to the first day of December, 1925, and notice thereof filed for record at the time of the commencement of said action in the office of the Register of Deeds in the county where said real property is situate.

Approved April 9, 1925.

---

#### CHAPTER 175—H. F. No. 805.

*An act to amend Section 4325, General Statutes 1923, relating to definition of daily wage under the workmen's compensation act.*

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

**Section 1. Definitions.**—That Section 4325, General Statutes 1923, be and the same hereby is amended so as to read as follows :

"4325. "Daily Wage" as used in this act shall mean the daily wage of the employe in the employment in which he was engaged at the time of the injury, and if at the time of the injury the employe is working on part time for the day, his daily wage shall be arrived at by dividing the amount received or to be received by him for such part time service for the day by the number of hours of such part time service and multiplying the result by the number of hours of the normal working day for the employment involved.