

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 power of attorney to foreclose the mortgage, provided for by Section 9606, General Statutes, 1923, was executed by the mortgagee or assignee, before there was a default and the power of sale therein contained had become operative.

2. That the power of attorney to foreclose the mortgage, provided for by Section 9606, General Statutes 1923, does not refer to the book and page of record thereof in the office of the Register of Deeds where the same is of record, or otherwise definitely describe and identify the mortgage authorized to be foreclosed.

3. That the power of attorney to foreclose the mortgage, provided for by Section 9606, General Statutes 1923, is general in its terms and does not describe any mortgage in particular but authorizes the foreclosure of any and all mortgages then due or thereafter to become due and also all mortgages thereafter to be taken and acquired either as mortgagee or assignee, by the grantor in said power of attorney, on real property in the county therein designated.

Sec. 2. Not to apply to pending actions.—Provided that the provisions of this act shall not apply to or affect any action or proceeding now pending in any of the courts of this State.

Approved February 19, 1925.

CHAPTER 25—S. F. No. 94

An act to authorize all cities of the second class in this State, now or hereafter having a board of municipal works created and existing under the provisions of Chapter 165, General Laws 1903, and acts amendatory thereof, to issue bonds for the purpose of reconstructing, enlarging and improving the public water works plant in such city or for the purpose of providing or securing a new and additional supply of water from other sources than theretofore used.

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

Section 1. Cities to sell bonds for public improvements in certain cases. That each city of the second class in this State, now or hereafter having a Board of Municipal Works, created

and existing under the provisions of Chapter 165, Laws 1903, and acts amendatory thereof, be and hereby is authorized and empowered, acting by and through such Board of Municipal Works by ordinance or resolution duly passed by an affirmative vote of not less than five-sixths of all the members of such Board, to issue and sell the bonds of said city in such an amount as in the judgment of such Board may be necessary for the purpose of reconstructing, enlarging and improving the public water works plant and distribution system in such city or for the purpose of providing or securing a new and additional supply of water from other sources than theretofore used; provided that the aggregate principal amount of bonds to be issued by any city under the provisions of this act and of all other laws authorizing bonds to be issued for such purposes shall not exceed two hundred thousand dollars.

Sec. 2. Bonds to be in addition to all other bonds authorized.—The bonds hereby authorized, or any part thereof, may be so issued and sold, notwithstanding any provisions contained in the charter of such city or any law of this state requiring the approval of the voters of said city, or any limitations contained in said charter or laws prescribing or fixing any limit upon the bonded indebtedness of such city, but the full faith and credit of such city shall at all times be pledged for the payment of any such bonds issued hereunder and for the payment of the interest thereon.

Sec. 3. Board of municipal works to sell bonds.—The Board of Municipal Works of any such city is hereby empowered to negotiate a sale of any bonds issued hereunder, but such bonds shall be sold for not less than par value and to the highest responsible bidder, upon such notice as said Board may deem proper.

Sec. 4. Bonds not to run for more than thirty years.—No bonds shall be issued hereunder to run for a longer period than thirty years, or bearing a higher rate of interest than five per cent per annum, but the place of payment of principal and interest thereon, and the denominations in which the same shall be issued shall be determined by said Board. All such bonds shall be signed by the president of the Board and attested by the secretary thereof, and shall be sealed with the seal of said Board, but the coupons attached thereto may be signed with the lithographed signature of the secretary.

Sec. 5. Board to expend proceeds.—Said Board hereby is and shall be authorized and fully empowered, in addition to all other powers possessed by it, to use the said bonds or the proceeds of the sale thereof for the purposes herein specified, but

neither the same nor any part thereof shall be used for any other purpose.

Sec. 6. Sinking fund to be established.—The Board shall establish and maintain a sinking fund for payment of redemption of bonds issued hereunder and shall pay into such sinking fund all moneys and revenues received by it over and above the amounts required for the operation, maintenance, repair and improvement of the water works plant of such city and interest on its bonded and other indebtedness. Such sinking fund shall be by the City Treasurer kept separate and apart from all other funds and shall be used by the Board for payment, purchase or redemption of its outstanding bonds issued hereunder as, when and in such manner as the Board may deem advantageous and for no other purpose. All moneys in such sinking fund shall be invested by the City Treasurer if, when and as the Board may direct by ordinance or resolution.

Sec. 7. Additional powers of board.—The powers granted in this act are in addition to all existing power of such Board.

Sec. 8. Laws repealed.—Chapter 180, Laws of Minnesota, 1923, and all acts and parts of acts inconsistent herewith are hereby repealed.

Approved February 19, 1925.

CHAPTER 26—S. F. No. 531

(Sec. 4334, G. S. 1923.)

An act to amend General Laws 1923, Chapter 242, Section 5, relating to claims of employes of the Minnesota Highway Department for compensation under the Workmen's Compensation Act, and to provide for payment of such claims.

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

Section 1. Compensation for employees of State Highway Department.—That General Laws, 1923, Chapter 242, Section 5, be and the same hereby is amended so as to read as follows:

Sec. 5. The provisions of this act shall apply to all compensable injuries to employes of the Minnesota Highway Department occurring after April 14, 1921, and the industrial commission may at any time before December 31, 1925, make its award for compensation to such employe in any case where liability for such compensation exists.

Approved February 19, 1925.