

the statute providing for sale by foreclosure by advertisement, and in which proceeding at any time after the initial publication, the representative of an estate has appeared, pursuant to the provisions of Chapter 339, Laws of 1933, Chapter 47, Laws of 1935, Chapter 21, Laws of 1937, Chapter 7, Laws of 1939, and Chapter 38, Laws of 1941, or any laws or acts supplemental or amendatory thereto, and has petitioned for an order of the Court postponing the sale of such foreclosure by advertisement unless the mortgagee or the assignee of the mortgagee elects to proceed, if at all, to foreclose such mortgage by a cross-complaint in such action, and in which the mortgagee or the assignee of the mortgagee has elected to proceed and has proceeded by serving and filing upon the representative in such estate, a cross-complaint in such action, is hereby legalized and made valid and effective to all intents and purposes as against any claim or objection that the mortgagee or the assignee of the mortgagee has not served said cross-complaint upon any minor, or the representative or guardian, or guardian ad litem of any minor interested in such estate as heir, devisee, or otherwise, on behalf of which the representative of the estate has so appeared and petitioned.

Sec. 8. Limitation. The provisions of this act shall not affect any action or proceeding now pending or which shall be commenced within six months after the passage thereof, in any of the courts of the state involving the validity of such foreclosure.

Approved March 29, 1949.

Chapter 206—S. F. No. 689

An act relating to the duties and responsibilities of the public examiner; and amending Minnesota Statutes 1945, Section 215.12.

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

Section 1. Minnesota Statutes 1945, Section 215.12, is amended to read :

215.12. Cities of the first class. All powers and duties conferred and imposed upon the public examiner with respect

to state and county officers, institutions, property, and improvements are hereby extended to cities of the first class. Copies of the written report of the public examiner on the financial condition and accounts of such city shall be filed in his office, with the mayor, city council, and city comptroller thereof, and with the city commissioners, if such city have such officers. If such report discloses malfeasance, misfeasance, or non-feasance in office, copies thereof shall be filed with the city attorney thereof and with the county attorney of the county in which such city is located, and these officials of the law shall institute such proceedings, civil or criminal, as the law and the public interest require.

The public examiner if he deems it advisable may bill said cities monthly for services rendered and the officials responsible for approving and paying claims shall cause said bill to be promptly paid.

Approved March 29, 1949.

CHAPTER 207—S. F. No. 907

[Not Coded]

An act legalizing proceedings of the common council of certain cities of the fourth class relating to the issuance and sale of certificates of indebtedness payable primarily from the revenues of a combined water and sewer system including special assessments against benefited property and imposing a hydrant rental and sanitation charge.

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

Section 1. Legalizing proceedings; issuance and sale of certificates of indebtedness in certain cities. In any city of the fourth class organized under a home rule charter adopted pursuant to Article IV, Section 36, of the Constitution of the State of Minnesota, which charter provides for a permanent improvement revolving fund to finance local improvements but does not provide any means for providing money in such fund except by the issuance of extended assessment certificates maturing in not more than five years and in which the common council has heretofore adopted a resolution combining its water and sewer systems providing for extensions and additions