

31700

THE
REVISED STATUTES,
OF THE
TERRITORY OF MINNESOTA,

PASSED AT THE SECOND SESSION OF THE
LEGISLATIVE ASSEMBLY,

COMMENCING JANUARY 1, 1851.

PRINTED AND PUBLISHED PURSUANT TO LAW, UNDER THE SUPERVISION OF M. S. WILKINSON.

SAINT PAUL:

JAMES M. GOODHUE, TERRITORIAL PRINTER.

.....
1851

charge of such mortgage made by the register upon the record thereof.

SEC. 39. If any mortgagee, or his personal representative or assignee, as the case may be, after a full performance of the condition of the mortgage, whether before or after a breach thereof, shall for the space of seven days after being thereto requested, and after tender of his reasonable charges, refuse or neglect to discharge the same as provided in this chapter, or to execute and acknowledge a certificate of discharge or release thereof, he shall be liable to the mortgagor, his heirs or assigns, in the sum of one hundred dollars damages, and also for all actual damages occasioned by such neglect or refusal, to be recovered in a civil action.

Liability of mortgagee, &c., for neglect to discharge mortgage.

CHAPTER 47.

OF RECORDING CONTRACTS RELATING TO LAND.

SECTION

- 1. When bonds and contracts concerning lands may be recorded.
- 2. Duty of register of deeds.

SECTION

- 3. Effect of recorded bonds and contracts.
- 3. Registers' fees for recording same.

SEC. 1. All bonds, contracts, or agreements concerning any interest in lands in this territory, made in writing under seal, attested by one or more witnesses, and acknowledged before some person authorized by law to take acknowledgments of deeds, may be recorded in the office of register of deeds of the county where the lands lie.

When bonds and contracts concerning lands may be recorded.

SEC. 2. It shall be the duty of the register of deeds in each county within this territory, to receive and record at length, all such bonds, contracts, or agreements, as shall be left with him for that purpose.

Duty of register of deeds.

SEC. 3. Each and every bond, contract, or agreement, made and recorded according to the provisions of the first section of this chapter, shall be notice to, and take precedence of any subsequent purchaser or purchasers, and shall operate as a lien upon the lands therein described, according to its import and meaning.

Effect of recorded bonds and contracts.

SEC. 4. The said register shall receive the same compensation for recording all papers contemplated by this chapter, as is now allowed by law, for recording deeds and mortgages.

Registers' fees for recording same.