

ment, plus interest thereon at the rate of three per cent per annum, at any time prior to his subsequent retirement. Such repayment may be made in installments as the Highway Patrolmen's Retirement Association shall direct.

Sec. 5. [172.103] **Patrolmen now retired.** The annuity payments provided for hereunder shall also apply to highway patrolmen who have retired heretofore and are now drawing annuities.

Approved April 18, 1953.

CHAPTER 454—S. F. No. 154

An act relating to the amount of attorney's fees in foreclosures of real estate mortgages; amending Minnesota Statutes 1949, Section 582.01.

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

Section 1. Minnesota Statutes 1949, Section 582.01, is amended to read:

582.01 Attorneys' fees. *Subdivision 1.* The mortgagor may, in the mortgage, covenant to pay or authorize the mortgagee to retain an attorney's fee in case of foreclosure; but such fees in case of foreclosure by advertisement shall not exceed the following amounts, and any provision for fees in excess thereof shall be void to the extent of the excess:

(1) When the debt secured by the mortgage does not exceed \$500, the fee shall not exceed \$50;

(2) When the debt exceeds \$500, but does not exceed \$1,000, the fee shall not exceed \$75;

(3) When the debt exceeds \$1,000, but does not exceed \$5,000, the fee shall not exceed \$125;

(4) When the debt exceeds \$5,000, but does not exceed \$10,000, the fee shall not exceed \$175;

(5) When the debt exceeds \$10,000, the fee shall not exceed \$225 plus \$50 for each added \$10,000 or major fraction thereof.

Subd. 2 The court shall establish the amount of the attorney's fee in case of foreclosure by action.

Subd. 3. This act shall apply only to mortgages executed after June 1, 1953.

Approved April 18, 1953.