

be the purchaser, he shall not be required to pay for such improvements but in lieu thereof at the time of the sale he shall be required to furnish an affidavit to the effect that such improvements were paid for by him.

Sec. 2. Purchaser other than claimant. If a person other than the claimant shall purchase said land, such purchaser shall pay to the state at the time of the sale, in addition to all other required payments, the full amount for which said improvements are appraised, in cash, and the amount so received by the state for such improvements shall be paid by the state treasurer, with the approval of the state auditor, to the claimant or his successor in interest as compensation therefor, and such moneys as are required for such payment are hereby appropriated for such purposes.

Approved February 18, 1961.

CHAPTER 12—S. F. No. 19

An act relating to registration of titles, records, and instruments filed in the office of the registrar of titles; amending Minnesota Statutes 1957, Section 508.38.

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

Section 1. Minnesota Statutes 1957, Section 508.38, is amended to read:

508.38 Forms of records adopted. Every instrument affecting the title to land, filed with the registrar, shall be numbered by him consecutively, and he shall endorse upon the same the number thereof, together with the date, hour, and minute when the same is filed, and a reference to its proper certificate of title. Every such instrument shall be retained by him and regarded as registered from the time of filing *except that such instruments may be copied or reproduced as provided by Minnesota Statutes 1957, Section 15.17, as amended, and the copies or reproductions thereof substituted for the originals with the equal force and effect of the same, which originals may be then destroyed as provided by said section 15.17.* When the memorial of any instrument is made upon any certificate, the date, number, and time of filing thereof shall likewise be endorsed upon such certificate. All records and papers relating to registered land in the office of the registrar, shall be open to the inspection of the public at such

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times and under such conditions as the court may prescribe. Duplicates of all instruments, voluntary or involuntary, filed and registered with the registrar, may be presented with the originals, and shall thereupon be attested and sealed by him, and endorsed with the file number, and other memoranda on the originals, and returned to the person presenting the same. The registrar shall furnish certified copies of the instruments filed and registered in his office, upon payment of a fee of ten cents per folio for each folio contained in such instrument. The court shall adopt general forms of memorials and notations to be used by the registrars in registering the common forms of conveyance and other instruments.

Approved February 18, 1961.

CHAPTER 13—S. F. No. 40

An act relating to the venue of civil actions; amending Minnesota Statutes 1957, Section 542.10.

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

Section 1. Minnesota Statutes 1957, Section 542.10, is amended to read:

542.10 Change of venue as of right; demand. If the county designated in the complaint is not the proper county, the action may notwithstanding be tried therein unless, within 20 days after the summons is served, the defendant demands in writing that it be tried in the proper county. This demand shall be accompanied by the affidavit of the defendant, or his agent or attorney, setting forth the county of his residence at the time of the commencement of the action. This demand and affidavit, with proof of service thereof upon the plaintiff's attorney, shall be filed with the clerk in the county where the action was begun within 30 days from the date of its service and thereupon the place of trial shall be changed to the county where the defendant resides without any other proceedings. *If the county designated in the complaint is not the county in which the cause of action or some part thereof arose and if there are several defendants residing in different counties, the trial shall be had in the county upon which a majority of them unite in demanding or, if the numbers be equal, in that whose county-seat is nearest. When the place of trial is changed all other proceedings shall be had in the county to which the change is made, unless otherwise provided by consent of par-*

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