

CHAPTER 509—H. F. No. 1250.

An act to provide for a levy of taxes for state purposes for the fiscal years ending June 30th, 1920, and June 30th, 1921.

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

Section 1. **Tax levy for 1920.**—For the purpose of defraying the expenses of the state for the fiscal year ending June 30th, 1920, a tax of six million one hundred twenty twenty-five thousand dollars (\$6,125,000.00), or as near that amount as practicable, shall be levied on all the taxable property of the state; provided, that the tax hereby levied shall not exceed the rate of three and five-tenths mills on each dollar of taxable property.

Sec. 2. **Tax levy for 1921.**—For the purpose of defraying the expenses of the state for the fiscal year ending June 30th, 1921, a tax of five million, two hundred fifty thousand dollars (\$5,250,000.00), or as near that amount as practicable, shall be levied on all taxable property of the state; provided, that the tax hereby levied shall not exceed the rate of three mills on each dollar of taxable property.

Sec. 3. **To credit of general revenue fund.**—All taxes levied under the provisions of this act, when collected and paid into the state treasury, shall be placed to the credit of the general revenue fund only.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 25, 1919.

CHAPTER 510—H. F. No. 6.

An act relating to the registration and sale of motor vehicles and providing penalties for the violation thereof.

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

Section 1. **Licensing or transferring of license of motor vehicle.**—That from and after the time when this act shall take effect, no motor vehicle shall be transferred or licensed unless the title to the same has been duly registered in the manner herein provided.

Sec. 2. **Application to be made to register of deeds—Fees.**—The owner or the vendee under a conditional sales contract registering a motor vehicle under the provisions of this act shall make application in writing to the register of deeds of the county of his residence, or if a non-resident owning a motor vehicle in the state, to the register of deeds of the county where such motor vehicle is kept, stating the motor number, the model and make of such motor vehicle, the name of the person from whom it was purchased or obtained, and the date of such purchase, and requesting the title thereto to be registered in the name of the applicant.

If the applicant is a corporation the form of application and certificate hereafter provided for shall be appropriate to a corporation. There shall be paid to the register of deeds a registration fee of fifty cents upon filing of the original application or any assignment of certificate of title or sheriff's certificate under execution or foreclosure sale.

Provided, however, that in all counties of the state in which the office of the register of deeds is on a salary basis said registration fees shall be paid by the register of deeds into the county treasury, and that in counties where the register of deeds is on a fee basis, or where the salary of the register of deeds is fixed by special law at eighteen hundred dollars per year or less, one-half of all such fees shall be paid into the county treasury.

Provided, that in all counties where the register of deeds is on a fee basis and where the fees of such office, including the fees received under this act, do not exceed three thousand dollars, such fees shall be retained by the register of deeds until the total amount of the fees of such office shall reach the sum of three thousand (\$3,000.00) dollars and all such registration fees received by any such register of deeds that would make the total fees of his office exceed three thousand (\$3,000.00) dollars shall be paid into the county treasury.

Sec. 3. **Sworn application.**—Said application shall be executed and acknowledged and shall be filed with the register of deeds.

Sec. 4. **Form of certificate.**—Thereupon the register of deeds, unless it appears from such application that the applicant is unlawfully in possession of such motor vehicle, shall execute a certificate of title, in triplicate, in the following form, two of which shall be given to the applicant, and one shall be filed with said register of deeds:

Form of certificate.
Register of Deeds Office
.....County
State of Minnesota
CERTIFICATE OF TITLE
No.....

State of Minnesota,
County of..... ss.

This is to certify that.....(Sex).....,
height....., weight....., color of hair.....,
age....., residing at....., in
the city of....., County of.....,
and state of Minnesota, has duly made application for registration
of title to motor vehicle hereinafter described; that it appears
that said.....is the owner of the following
motor vehicle, Motor Number....., Make.....,

Model....., and that he purchased the same from
....., on the.....day of.....,
19...

In witness whereof I have hereunto subscribed my name and
affixed the seal of my office this.....day of.....,
19...

(Seal)

Register of Deeds in and for the County of.....,
State of Minnesota.

.....

Signature of applicant.

Sec. 5. **Form of assignment.**—A form of assignment of title
shall be printed upon the back of said certificate, as follows:

**ASSIGNMENT OF TITLE TO MOTOR VEHICLE REGIS-
TERED UNDER CERTIFICATE NUMBER.....**

State of Minnesota,

County of..... ss.

On this.....day of....., 19..., I,
....., of the County of.....,
State of Minnesota, for value received, do hereby sell, assign, trans-
fer and set over all my right, title and interest in and to the motor
vehicle, as designated by Certificate of Title Number.....
and hereby authorize the Register of Deeds of.....
County to issue a certificate of title to.....

.....

Signature of Vendor.

And also the form provided by law for the taking of acknowledg-
ments.

Sec. 6. **Certificate of register of deeds.**—Upon the surrender
of such certificate of title and assignment, properly executed, or
of said certificate of title, together with duly executed and acknowl-
edged conditional sales contract, or a sheriff's certificate under
execution or foreclosure sale, and upon filing the same with the
register of deeds of the proper county, such register of deeds
shall issue a certificate of title to such assignee and cancel the
original of the surrendered triplicate.

Sec. 7. **Voidable sales and assignments.**—All sales, assign-
ments or attempted sales or transfers of motor vehicles in this
state, title to which has not been registered or assigned, as here-
in provided for, shall be voidable and shall be a violation of this act.

Sec. 8. **Evidence of sale or assignment.**—No bill of sale or
other instrument in writing purporting to assign any interest in a
motor vehicle shall be evidence of a sale or assignment, save and
except the bill of sale from the factory, or its duly authorized agent
or representative, and conditional sales contract, together with the
assignment of certificate herein provided for, or a sheriff's certi-
ficate under execution or foreclosure sale.

Sec. 9. Records of register of deeds and secretary of state.—The register of deeds in the several counties of this state shall be furnished by the county with proper books and files for indexing and filing applications for registration, and with a sufficient number of blank forms for certificates of title and triplicates, with assignments thereon, bound in book form and consecutively numbered. Each certificate of title shall be executed in triplicate, and the original shall be retained by the register of deeds issuing the same. The duplicate and triplicate shall be delivered to the applicant, who shall present one of the same to the secretary of state before a license is issued to him, and which triplicate shall be retained by the secretary of state.

Sec. 10. Right of police officers.—Any constable, sheriff, police officer or other peace officer of any town, village, county or city of this state shall have the right at any time to enter any public garage or building for the purpose of inspection of any motor vehicle therein contained to ascertain if any provision of this act is being violated, and the person in charge of any such public garage or building shall, upon demand, permit the entry of such officer and the inspection of such vehicle or vehicles.

Sec. 11. Certain vehicles not subject to provisions.—Motor vehicles within this state for temporary purposes only shall not be subject to the provisions of this chapter. Motor vehicles within this state for more than thirty days shall not be deemed to be here for temporary purposes, but the owners thereof shall register title thereto as provided herein.

Sec. 12. Violation a felony or a misdemeanor.—Any person, who with intent to defraud, shall make or attempt to make any material alteration of any certificate of title or who shall make, exhibit or have in his possession any substitute therefor, not issued by the proper authorities, or imitation or attempted imitation thereof, or who shall alter, change or obliterate the motor or identification numbers or change the license number of any such motor vehicle registered under this act, shall be deemed guilty of a felony and shall be punished by imprisonment in the state's prison for not more than ten years. Any persons who violate any other provisions of this act shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than \$25 nor more than \$100 or by imprisonment in the county jail for not less than thirty days nor more than ninety days.

Sec. 13. Inconsistent acts repealed.—All acts inconsistent herewith are hereby repealed. If any section, part or portion of this act shall be declared invalid, it shall not be construed to invalidate the remainder thereof.

Sec. 14. Effective July 1, 1919.—This act shall take effect and be in force from and after the first day of July, 1919.

Approved April 25, 1919.