

to be ultra vires shall bear to the total liabilities of such corporation.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 20, 1925.

CHAPTER 273—S. F. No. 128.

(Sec. 8025, G. S. 1923.)

An act to amend Section 6645, General Statutes of 1913, relating to notice of hearing on petition to determine liability of stockholders and directors of corporations.

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

Section 1. **Hearing on petition to determine liability.**—Section 6645, General Statutes of 1913, is hereby amended so as to read as follows:

Section 6645. Whenever it shall be made to appear by the petition of a receiver or assignee of a corporation, or of any creditor thereof whose claim has been filed, that any constitutional, statutory, or other liability of stockholders or directors or both exists, and that it is necessary to resort to the same, the court shall appoint a time for hearing, not less than thirty nor more than sixty days thereafter, and order such notice thereof *to be served on each person against whom such liability is claimed in the same manner a summons is served in a civil action, and said notice shall also be published as the Court shall order.* That such notice shall specify in a general way the nature of the liability claimed in the petition and the amount thereof against the person upon whom it is so served. Whenever the receiver is not the petitioner, personal notice shall be given to him.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1925.

CHAPTER 274—S. F. No. 224.

An act to amend Section 8490, General Statutes 1923, relating to liens for labor and material for improvement of real estate.

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

Section 1. **Liens for labor and material for improvement on real estate.**—That Section 8490, General Statutes 1923, be and the same is hereby amended so as to read as follows:

Sec. 8490. Whoever contributes to the improvement of real

estate by performing labor, or furnishing skill, material or machinery for any of the purposes hereinafter stated, whether under contract with the owner of such real estate or at the instance of any agent, trustee, contractor or subcontractor of such owner, shall have a lien upon said improvement, and upon the land on which it is situated or to which it may be removed, for the price or value of such contribution; that is to say, for the erection, alteration, repair, or removal of any building, fixture, bridge, wharf, fence, or other structure thereon, or for grading, filling in or excavating the same, or for clearing, grubbing, or first breaking, or for furnishing and placing soil or sod, or for furnishing and planting of trees, shrubs or plant materials, or for labor performed in placing soil or sod, or for labor performed in planting trees, shrubs or plant materials, or for digging or repairing any ditch, drain, well, fountain, cistern, reservoir, or vault thereon, or for laying, altering or repairing any sidewalk, curb, gutter, paving, sewer, pipe, or conduit in or upon the same, or in or upon the adjoining half of any highway, street or alley upon which the same abuts.

Approved April 20, 1925.

CHAPTER 275—S. F. No. 258.

An act legalizing the record of all conveyances and other instruments affecting the title to real property in all counties of the state heretofore created from territory formerly lying wholly within another county where such conveyances and instruments have been recorded in the office of the Register of Deeds of the parent county after the issuance of Governor's proclamation creating such new county.

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

Section 1. Certain records and conveyances legalized.—That the records of all conveyances or other instruments affecting the title to real property in any county of this state heretofore created from territory formerly lying wholly within another county where such conveyances and instruments have been recorded in the office of the register of deeds of the parent county after the issuance of the governor's proclamation creating such new county are hereby declared to be in all respects valid and legal, and shall have the same force and effect as conveyances of title and for purpose of notice evidence or otherwise as though recorded in such new county, and shall be forthwith transcribed to the records of the new county in the manner provided by law for the transcribing of other records in the office of the Register of Deeds of the parent county affecting real estate in the new county. *Provided, that this act shall not apply to any actions or proceeding now pending in any of the courts of*