

the action against the defendant is being diligently prosecuted and that judgment therein has not been entered, or if entered, that the time to appeal has not expired and that the affidavit is made for the purpose of continuing the force and effect of the summons upon the garnishee for one year. The force and effect of the summons upon the garnishee may be extended from year to year if the facts in the case warrant it by serving a like notice prior to the expiration of the previous notice. *No such garnishee summons served prior to the passage of this act upon the garnishee in any action shall be effective for any purpose after two years from the passage of this Act unless its force and effect upon the garnishee is extended prior to the expiration of said time by serving a similar affidavit upon the garnishee as provided for herein."*

Approved April 24, 1935.

CHAPTER 242—H. F. No. 58

An act to amend Laws 1929, Chapter 258, Section 5, relating to the issuance and sale of certificates of indebtedness in anticipation of the annual revenues of the Red Lake game preserve fund.

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

Section 1. **Law amended.**—Laws 1929, Chapter 258, Section 5, is hereby amended so as to read as follows:

"Section 5. **State Auditor may issue and sell certificates for Red Lake Game Preserve Fund.**—For the purpose of anticipating the annual revenues of said Red Lake Game Preserve Fund, the State Auditor is hereby authorized and directed to issue and sell certificates of indebtedness in an aggregate sum not to exceed \$3,951,206.86 payable from said fund, such certificates to be numbered serially and to be of such denominations and to bear such dates of issue and of maturity and bear interest at such rate, not exceeding 5% per annum, as the State Auditor shall determine; provided that none of such certificates of indebtedness shall run beyond the tax settlement dates for the next annual tax levy thereafter to be made by such Auditor as hereinafter required, in anticipation of the collection of which such certificates of indebtedness are issued. Such certificates shall be so issued from time to time as the proceeds thereof are needed for the demands upon said fund. The interest on such certificates of indebtedness shall be payable with the principal thereof. Said

certificates shall be in such form and upon such terms and conditions, not inconsistent with the terms of this act, as the State Auditor shall determine, shall be signed by the Governor and attested by the State Auditor and shall be sold for not less than par. Such certificates may be purchased by the State Board of Investment for the Permanent School Fund, Swamp Land Fund, Internal Improvement Land Fund, or any other trust fund of the State of Minnesota, and shall be deemed "Authorized securities" within the provisions of *Mason's Minnesota Statutes of 1927, Section 7714*, and laws amendatory thereof and supplemental thereto."

Approved April 24, 1935.

CHAPTER 243—H. F. No. 164

An act authorizing the payment of claims for death or injury to livestock where counties have discontinued the licensing of dogs, and the livestock indemnity fund has been transferred to the general revenue fund.

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

Section 1. Claims for death or injury to live stock.—The county board of county commissioners of any county in this state, where said county adopted Laws of 1931, Chapter 295, licensing dogs, and later discontinued the same, and transferred the money from the livestock indemnity fund, provided for that purpose, to the general revenue fund of such county, shall have authority to pay any claims arising by reason of the death or injury of livestock during the time that such law was in force in said county, or thereafter, from the general revenue fund, in the proportion authorized by the Laws of 1931, Chapter 295, Section 32, provided that such claims are presented to said board prior to January 1st, 1936.

Sec. 2. Limitation in amount of payments.—No claims shall be paid by said county board pursuant to this act which will exceed the total sum transferred from the livestock indemnity fund to the general revenue fund after deducting therefrom the amount of claims theretofore paid by such county under the provisions of this act or any heretofore existing law.

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

Approved April 24, 1935.