

CHAPTER 2—H. F. No. 139

An act to permit the State of Minnesota to be made a party defendant in certain cases, and amending Laws 1943, Chapter 134.

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

Section 1. Laws 1943, Chapter 134, is amended to read as follows :

582.13. **State of Minnesota may be made defendant in certain cases.** In all cases not otherwise provided for, the consent of the State of Minnesota is given to be named a party in any suit which is now pending or which may hereafter be brought in any State Court having jurisdiction of the subject matter, to quiet title to or for the foreclosure of a mortgage or other lien upon real estate or personal property, for the purpose of securing an adjudication touching any mortgage or other lien the State of Minnesota may have or claim on the real estate or personal property involved, or to determine the boundary line between any real property of the state and real property contiguous thereto, provided, that this shall not be deemed to supersede any express provision of law relating to actions to which the state may be made a party, nor to relieve any person from complying with any requirement of such laws.

Approved February 2, 1945.

CHAPTER 3—H. F. No. 38

An act relating to the powers of county commissioners in certain counties to annually levy a tax to provide for the construction or reconstruction of any county buildings, and for other purposes, and amending Laws 1941, Chapter 226 as amended by Laws 1943, Chapter 9.

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

Section 1. Laws 1941, Chapter 226 as amended by Laws 1943, Chapter 9, is hereby amended to read as follows :

“Section 1. **Certain county boards may levy tax for certain buildings and equipment therefor.** The board of county commissioners in any county in this state now or hereafter having a population of not less than 25,000 nor more than 27,000,

according to the 1940 federal census, and having an assessed valuation for 1940, exclusive of money and credits, of not less than \$9,000,000, nor more than \$11,000,000, and containing not less than 30, nor more than 37, full and fractional congressional townships, may hereafter annually levy a tax which will produce an amount not exceeding \$25,000 for the purpose of providing funds for the present or future construction, or reconstruction, of a building used, or to be used, for the administration of its county affairs and for court house purposes; the acquisition of the necessary grounds therefor, and the purchase of the necessary office furniture and equipment to be used in connection therewith. The proceeds from any tax so levied shall be credited to a fund to be created by the county board, and known as the "special county building and sinking fund." Any money credited to such fund shall be used solely for the purposes provided for herein."

Approved February 7, 1945.

CHAPTER 4—S. F. No. 159

An act relating to mechanic's lien foreclosures and the filing of a lis pendens and amending Minnesota Statutes 1941, Section 514.12, Subdivision 3.

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

Section 1. Minnesota Statutes 1941, Section 514.12, Subdivision 3 is hereby amended to read as follows:

"514.12. **Mechanic's lien, when void.** Subdivision 3. No lien shall be enforced in any case unless the holder thereof shall assert the same, either by complaint or answer, within one year after the date of the last item of his claim as set forth in the recorded lien statement; and, as to a bona fide purchaser, mortgagee, or encumbrancer without notice, the absence from the record of a notice of lis pendens of an action after the expiration of the year in which the lien could be so asserted shall be conclusive evidence that the lien may no longer be enforced and, in the case of registered land, the registrar of titles shall refrain from carrying forward to new certificates of title the memorials of lien statements when no such notice of lis pendens has been registered within the period, nor shall any person be bound by the judgment in such action unless he is made a party thereto within the year. *Whenever a lien statement for work,*