

CHAPTER 626—H. F. No. 1036

An act relating to written instruments affecting title to real property and providing that certain recitals therein shall not constitute notice in certain cases; amending Minnesota Statutes 1945, Section 507.332.

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

Section 1. Minnesota Statutes 1945, Section 507.332, is amended to read as follows:

507.332. **Recital in written instruments not to constitute notice in certain cases.** Where an instrument affecting the title to real property in this State recites the existence of a mortgage against said real property or some part thereof, where the instrument containing such recital either was recorded prior to 1930 in the office of the register of deeds of the county where said real property or some part thereof is situated or was filed prior to said date in a judicial proceeding affecting said real property or some part thereof in the district court or probate court of such county, and where the time of the maturity of the whole of the debt secured by said mortgage is not clearly stated in said recital, then such recital may be disregarded and shall not constitute notice of said mortgage, either actual or constructive, to any subsequent purchaser or incumbrancer of said real property or any part thereof.

Nothing contained in this act shall affect actions now pending or commenced within six months after the passage of *this act*, in any court of this state.

Approved April 28, 1947.

CHAPTER 627—H. F. No. 1167

[Not Coded]

An act legalizing proceedings of the governing body or the utility commission or other similar body of any village or city in connection with the issuance and sale of warrants or certificates payable from earnings of publicly owned utilities.

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

Section 1. **Issuance of certain warrants or certificates legalized.** In all cases where the governing body or the utility

commission or other similar body of any city or village has heretofore adopted proceedings for the issuance and sale of warrants or certificates, bearing interest at not to exceed two and one-half per cent per annum, payable solely from the earnings of a public utility or utilities owned by the city or village issuing the same and sold at not less than par, such warrants or certificates so issued are hereby legalized and declared to be valid and binding obligations of said city or village, payable solely from the revenues of such public utility or utilities.

Sec. 2. Municipality pledge legalized. In all cases where the governing body or utility commission or other similar body of any such village or city has heretofore pledged itself to charge sufficient rates so as to pay interest and principal on such warrants or certificates, such pledge is hereby legalized and declared to be valid.

Sec. 3. Remedial. It is hereby expressly found and determined that this act is remedial in nature.

Sec. 4. Action pending. This act shall not apply to any action or proceeding now pending in any courts in the State of Minnesota.

Approved April 28, 1947.

CHAPTER 628—H. F. No. 1285

An act relating to aid to dependent children, defining continuous absence from the home; amending Minnesota Statutes 1945, Section 256.12, Subdivision 15.

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

Section 1. Minnesota Statutes 1945, Section 256.12, Subdivision 15, is amended to read as follows:

256.12. **Definitions.** Subd. 15. **Continued absence from the home.** "*Continued absence from the home,*" as used in sections 256.72 to 256.87, means the absence from the home of the parent, whether or not entitled to the custody of the child, by reason of being an inmate of a penal institution under a sentence which will not terminate within three months after the date of application for assistance under sections 256.72 to 256.87, or a fugitive after escape therefrom, or absence from the home by the parent for a period of at least *one month*