

as 4th Street S. E.) in said City of Rochester; thence at right angles in a northeasterly direction along said centerline of street for a distance of 657.50 feet to the northeast corner of section 1, excepting the right-of-way of said College Street.

Approved March 12, 1953.

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CHAPTER 110—S. F. No. 484

[Coded]

*An act relating to legal process of attachment and execution on the salary or wages of an officer or employee of a county, city, town, village, or school district, or of any department of any such subdivision; repealing Minnesota Statutes 1949, Section 571.66, Subdivisions 2, 3.*

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

**Section 1. [570.013] Public employees; attachment of wages.** The salary or wages of an officer or employee of a county, city, town, village, or school district, or of any department of any such subdivision, is liable to attachment. Where the person is an officer, the writ shall be served upon the auditor, treasurer or clerk of the subdivision or department of which he is an officer. Where the person is an employee other than an officer, the writ shall be served upon the person in charge of the office or department in which the employee works.

When payment has been made pursuant to levy, a copy of the attachment with certificate of satisfaction shall be delivered to the treasurer as his voucher for such payment.

**Sec. 2. [550.142] Public employees; wages, execution levy.** The salary or wages of an officer or employee of a county, city, town, village, or school district, or of a department of any such subdivision, may be levied upon and disposed of on execution. Where the person is an officer, the writ shall be served upon the auditor, treasurer, or clerk of the subdivision or department of which he is an officer. Where the person is an employee other than an officer, the writ shall be served upon the person in charge of the office or department in which the employee works.

When payment has been made pursuant to levy, a copy of the execution with certificate of satisfaction shall be delivered to the treasurer as his voucher for such payment.

**Sec. 3. [570.093] Bond of defendant.** Where his property has been attached a defendant may secure the release

of the property from the attachment by giving a bond, if he acts before judgment is entered. The bond must be approved by a judge or justice of the court in which the action was brought, but where the action was brought in the district court, the court commissioner may approve the bond. The bond shall be executed in a penal sum at least double the amount claimed in the writ of attachment or, where the value of the property attached is less than the amount claimed, twice such value. The bond shall be conditioned to pay any judgment rendered against the defendant in the action, or as much as equals the value of the property attached. If he approves the bond, the judge, justice, or court commissioner shall issue an order discharging the attachment and releasing the property. When the defendant has filed the order with the bond and served a copy of the order upon the plaintiff or his attorney, the order becomes effective.

Sec. 4. Minnesota Statutes 1949, Section 571.66, Subdivisions 2, 3, are hereby repealed.

Approved March 12, 1953.

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#### CHAPTER 111—S. F. No. 655

*An act relating to land forfeited to the state for taxes and providing for the granting of leases thereon; amending Minnesota Statutes 1949, Section 282.04, Subdivision 1, as amended.*

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

Section 1. Minnesota Statutes 1949, Section 282.04, Subdivision 1, as amended by Laws 1951, Chapter 203, Section 1, is amended to read:

**282.04 Sale of timber; lease of lands; partition; easement.** Subdivision 1. **Cash sales only.** The county auditor may sell dead, down and mature timber upon any tract that may be approved by the conservation commissioner. Such sale of timber products shall be made for cash at not less than the appraised value determined by the county board to the highest bidder after not less than one week's published notice in an official paper within the county. Any timber offered at such public sale and not sold may thereafter be sold at private sale by the county auditor at not less than the appraised value thereof, until such time as the county board may withdraw such timber from sale. The appraised value of the timber and the forestry practices to be followed in the cutting of said timber shall be approved by the commissioner of conservation.