

The North one half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Nine (9), Township One hundred sixty-one (161) Range Thirty-four (34), excepting and reserving to the state all minerals and mineral rights as provided by law.

Such deed shall also be conditioned upon the continued use of said land for the active operation, teaching, instruction and planning of a school forest project, and upon discontinuance for such use, the title to said land shall revert to the State of Minnesota.

Approved April 5, 1955.

CHAPTER 351—H. F. No. 40

An act relating to old age assistance; amending Minnesota Statutes 1953, Section 256.26, Subdivisions 5, 6, 7.

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

Section 1. Minnesota Statutes 1953, Section 256.26, Subdivision 5, is amended to read:

Subd. 5. **Certificate of assistance.** No old age assistance shall be given under sections 256.11 to 256.43 until *an old age assistance* certificate stating the name and residence of the recipient, the amount of assistance granted, the date when such assistance became effective, the name of the county granting the assistance, *the legal description of all real estate of the recipient in this state*, and such other information as the state agency *requires* has been prepared by the county agency granting assistance on a form provided by the state agency. *If the real estate described in the old age assistance certificate is unregistered land the certificate, or a copy, shall be filed for record by the county agency granting assistance with the register of deeds, of each county where there is real property belonging to the recipient. If the real estate described in the old age assistance certificate is registered land, the old age assistance certificate is filed with the registrar of titles of each county in which is located any registered land described therein. He enters a memorial thereof upon the original certificate of title pertaining to this registered land. If property belonging to the recipient be omitted from the old age assistance certificate or he acquires property after the filing of the old age assistance certificate, a subsequent old age assistance certificate containing the same information, together with a description of the omitted property is so filed. An old age assistance certificate need not be witnessed or acknowledged.*

Sec. 2. Minnesota Statutes 1953, Section 256.26, Subdivision 6, is amended to read:

Subd. 6. **Priority of lien.** Thereupon the lien hereby imposed shall arise. *It attaches to all unregistered land owned by the recipient and described in the old age assistance certificate from the filing of the old age assistance certificate with the register of deeds of the county wherein the real property is located. It attaches to all registered land owned by the recipient and described in the old age assistance certificate from the time a memorial is entered upon the original certificate of title pertaining to the land described in the old age assistance certificate. The lien attaches to any interest held in joint tenancy during the continuation thereof, but shall be extinguished upon the decease of the old age recipient, unless severance occurs before such decease or the old age recipient becomes the survivor of such joint tenancy. The lien is for the amount paid the recipient as old age assistance and continues until the liability for that amount is satisfied. The lien takes priority from the time of its attaching over all other liens subsequently acquired and subsequent conveyances. The lien does not take priority over the claims of children of the recipient for money actually expended by them in permanently improving the homestead of the recipient or in payment of the taxes or incumbrances thereon.*

In case of the death of the recipient the debt secured by the lien is a claim against his estate and, after expenses of administration, funeral expenses, expenses of last illness, and debts having preference by the laws of the United States, and taxes, has priority over all other debts.

Any lien which has arisen and attached to unregistered land prior to May 1, 1955, by reason of the filing of a certificate not describing the land owned by the recipient ceases on March 31, 1957, unless prior to this latter date the county agency files with the register of deeds in the county wherein the recipient owns land an old age assistance certificate as prescribed in section 256.26, subdivision 5, and containing an identification of the certificate previously filed. Thereafter the lien continues only as to the lands described in the old age assistance certificate.

Registered land is not affected by any such lien unless the certificate is entered as a memorial upon the certificate of title pertaining to the land affected. Any lien which attached to registered land prior to May 1, 1955, by reason of the filing of a certificate with the registrar of titles and the entry thereof as a memorial on the certificate of title pertaining to the land

affected continues until satisfied. After May 1, 1955, no lien attaches to registered land unless an old age assistance lien is filed as prescribed in section 256.26, subdivision 5.

Sec. 3. Minnesota Statutes 1953, Section 256.26, Subdivision 7, is amended to read:

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Subd. 7. **Record.** The several registers of deeds and registrar of titles shall keep a record of every old age assistance certificate so filed, showing its date, the time of filing, the name and residence of the recipient, the name of the county granting assistance to him and any release or satisfaction of the lien. No fee shall be charged for the filing or recording of an old age assistance certificate or the entry of the abstract thereof, except in counties where the register of deeds or registrar of titles is compensated otherwise than by salary. In these counties a fee of \$1.25 shall be paid to the register of deeds or registrar of titles by the county filing or recording the certificate.

Approved April 6, 1955.

CHAPTER 352—H. F. No. 422

An act relating to motor vehicles; amending Minnesota Statutes 1953, Section 168.011, Subdivision 16, and Section 168.013, Subdivision 1.

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

Section 1. Minnesota Statutes 1953, Section 168.011, Subdivision 16, is amended to read:

Subd. 16. **Gross weight.** "Gross weight" means the actual unloaded weight of the vehicle, either a truck or tractor, or the actual unloaded combined weight of a truck-tractor and semi-trailer, fully equipped for service, plus the weight of the maximum load which the applicant has elected to carry on such vehicle or combined vehicles. The term gross weight applied to a truck occasionally used for towing a trailer means the unloaded weight of the truck, fully equipped for service, plus the weight of the maximum load which the applicant has elected to carry on such truck but not including the weight of such part of the trailer and its load as may rest upon the truck. The term gross weight applied to school buses means the weight of the vehicle fully equipped with all fuel tanks full of fuel, plus the weight of the passengers and their baggage computed at the rate of 100 pounds per passenger seating capacity,