

attorney's fees the court may nevertheless award attorney's fees upon the attorney's motion and such award shall also survive the action and may be enforced in the same manner as last above provided.

Approved April 22, 1955.

CHAPTER 688—H. F. No. 34

An act relating to the requisites of a complaint in divorce proceedings; amending Minnesota Statutes 1953, Section 518.10.

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

Section 1. Minnesota Statutes 1953, Section 518.10, is amended to read:

518.10 Requisites of complaint. The complaint shall state

(1) the names and ages of the parties, the date and place of marriage, and the facts relating to the residence of the plaintiff in this state.

(2) the names and dates of birth of the minor and dependent children of the parties,

(3) the statutory ground of the action.

The facts relied upon as the statutory ground of the action shall be furnished in a verified bill of particulars within ten days after a written demand therefor. The time to answer or reply shall begin to run from the time such bill of particulars is furnished. The court may, upon motion therefor, order either party to furnish such a verified bill of particulars, or if the bill of particulars furnished is insufficient, to require such additional facts so as to advise the other party of the facts relied upon as the statutory ground of the action.

Approved April 22, 1955.

CHAPTER 689—H. F. No. 211

[Coded in Part]

An act relating to gross earnings aids to school districts providing for the payment of such aids and making certain of

these appropriations available on the passage of this act; amending Minnesota Statutes 1953, Section 128.22.

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

Section 1. Minnesota Statutes 1953, Section 128.22, is amended to read:

128.22 Gross earnings aid. Subdivision 1. **Computation.** When the properties of any school district in this state are made up, to the extent of at least 20 percent in value, of property which is exempt from local taxation because taxes thereon are paid into the state treasury under the provisions of the gross earnings tax law, such district shall receive annually a refund from such gross earnings taxes in the amount that would be produced by a tax on such exempt property at the current tax rate for school purposes in the school district, including the rate for non-resident high school children levied by the county *provided that any district which has 18 percent in value of such exempt property and presently receiving gross earnings refund shall continue to receive it until June 30, 1957.* For the purposes of determining the amount of this refund, the value of such exempt property shall be set at 30 percent of its full and true value except that in no case shall the assessed value of said exempt property for this purpose exceed such an amount as when added to the assessed value of all other property in the school district exceed \$3,000 per resident pupil unit. In the determination of the amounts to which the school districts shall be entitled in the distribution of any state aids that are based upon total valuation per pupil this valuation shall be included.

Subd. 3. **Application.** Any school district entitled to a tax refund under the provisions of this section shall apply to the state auditor on or before July 1 of each year for such a refund and the state auditor shall immediately secure the necessary information on the valuation of the railroad property located in such a district from the railroad and warehouse commission subject to taxation under the gross earnings tax act, except rolling stock and the main tracks, and the local school tax rate in such a district, and compute the same. *For the purposes of this section the railroad valuation shall be taken as of December 31 of the year preceding the application, the taxable valuation as of January 1 of the year of the application, the tax rates as of the year of the application and the enrollments as of June 1 of the year of application. He shall forthwith draw a warrant on the state treasurer for such a refund to be paid from the appropriation otherwise made for school aids.*

Subd. 4. Method of payment. The state board of education shall immediately consider the matter and determine whether or not the school district is entitled to aid under the provisions of this section, and, if it finds that the district is so entitled, it shall determine the amount to which it is entitled within the limitations of this section and cause the same to be certified to the state auditor, who shall, at times and in the manner of making payment of state aid, issue his warrant to the state treasurer for the amount so certified by the board and in favor of the school district.

Sec. 2. Minnesota Statutes 1953, Section 128.22, is amended by adding a subdivision to read:

[Subd. 5] Valuation of taxable property. *For the purpose of determining the applicability of this section to any school district, the taxable valuation of taxable property shall be 30 percent of the full and true value of such property as determined by the equalization aid review committee, and the valuation of the exempt property shall be the full and true value of the exempt property as reported annually by the railroad and warehouse commission. For the purpose of determining refunds the taxable valuations of such property shall be taken at 30 percent of the assessed valuations as adjusted by the equalization aid review committee.*

Sec. 3. Appropriation. *There is hereby appropriated from the income tax school fund for the biennium ending June 30, 1957 the sum of \$2,147,287.75 to be available to the following districts in the amounts indicated upon qualification therefor under this act:*

<i>School District</i>	<i>County</i>	<i>Fiscal Year Ending</i>	<i>Amount</i>
Independent No. 81	Clay	1955	\$ 56,113.78
Independent No. 81	Clay	1956	56,113.78
Independent No. 6	Crow Wing	1955	305,946.18
Independent No. 6	Crow Wing	1956	326,298.35
District No. 36	Crow Wing	1955	31,674.88
District No. 36	Crow Wing	1956	29,968.45
County	Lake	1955	271,868.78
County	Lake	1956	364,192.02
Independent No. 1	St. Louis	1955	256,349.57
Independent No. 1	St. Louis	1956	256,349.57
Independent No. 152	Stearns	1955	22,407.87
Independent No. 152	Stearns	1956	27,381.19
Independent No. 78	Todd	1955	40,679.09
Independent No. 78	Todd	1956	43,720.52
Independent No. 1	Wilkin	1955	28,861.97
Independent No. 1	Wilkin	1956	29,361.75

Approved April 22, 1955.