

ent , be entitled to receive a pension or pensions in such amount as the board of trustees of the association shall deem necessary to properly support the child or children until they reach the age of not less than 16 and not more than 18 years, as the bylaws of the association may provide; but the total amount of the pension or pensions hereunder for any child or children shall not exceed the sum of 40 units per month.

Approved April 2, 1976.

CHAPTER 122—H.F.No.435

[Not Coded]

An act relating to the city of Two Harbors in Lake county and the city of Eveleth in St. Louis county; providing for reimbursement of officers of the city of Two Harbors for wages lost during time spent on official business; authorizing the city of Eveleth to sell certain lands dedicated to the public for park or recreation purposes.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **TWO HARBORS AND EVELETH, CITIES OF; REIMBURSEMENT OF OFFICERS; SALE OF LANDS.** Notwithstanding the provisions of the home charter of Two Harbors or any other law to the contrary, the city of Two Harbors may reimburse its mayor, members of its city council and any other elected or appointed city officials for lost time, wages, or earnings during periods of time the official is absent from his occupation and engaged in official business for the city of Two Harbors, except for time spent attending scheduled council meetings. This reimbursement shall not exceed \$50 per day and the total amount of payment to any member shall not exceed \$1,000 per year.

Sec. 2. Notwithstanding any statute or rule of law to the contrary, the city of Eveleth is hereby authorized to sell at public or private sale any portion of the park lands in the city dedicated to the public as a public park in that plat known as the Highland Addition to the city of Eveleth as the plat appears of record in the office of the register of deeds of St. Louis county. All net proceeds from the sale shall be dedicated to the park fund of the city. The deeds of conveyance from the city shall be deemed to convey the title to the purchaser free of any dedication for park or recreation purposes.

Sec. 3. **EFFECTIVE DATE.** Subdivision 1. This act is effective as to the city of Two Harbors upon its approval by the governing body of the city of Two Harbors and upon compliance with Minnesota Statutes, Section 645.021.

Subd. 2. This act is effective as to the city of Eveleth upon ap-

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proval by a majority of the council of the city of Eveleth and upon compliance with Minnesota Statutes, Section 645.021.

Approved April 2, 1976.

CHAPTER 123—H.F.No.718

An act relating to forcible entry and unlawful detainer; providing for stay of writ of restitution; amending Minnesota Statutes 1974, Sections 566.06; and 566.09.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 566.06, is amended to read:

566.06 FORCIBLE ENTRY AND UNLAWFUL DETAINER; STAY OF WRIT OF RESTITUTION; SUMMONS; HOW SERVED. The summons shall be served at least three days before the return day thereof by delivering a copy to the person against whom it is issued or if such person be a corporation, a minor under 14 years of age or a person under guardianship, by delivering a copy as provided in the case of a service of summons in a civil action in the district court; but in case such person cannot be found in the county, the summons may be served on him at least six days before the return day thereof, by leaving a copy thereof at his last usual place of abode with a member of his family, or a person of suitable age and discretion residing at such place, or if he had no place of abode, by leaving a copy thereof upon the premises described in the complaint with a person of suitable age and discretion occupying the same or any part thereof. The summons may be served by the sheriff or any constable of the county, by an agent or attorney of any named party to the action, or by any other person not a named party to the action. In case the defendant ~~has no usual place of abode and~~ cannot be found in the county, of which the return of the sheriff or constable, shall be prima facie proof, and further that there is no person actually occupying the premises described in the complaint, then upon the filing of an affidavit by the plaintiff, or his attorney, in the court in which the action is brought stating that ~~no person is actually occupying the premises and~~ that he believes the defendant is not in this state, or cannot be found therein, and either that he has mailed a copy of the summons to the defendant at his last known address, or that such address is not known to him, service of the summons may be made upon such defendant by posting the summons in a conspicuous place on the premises for not less than one week and by one week's published notice thereof in some newspaper printed and published in the county wherein the action is brought; or, if there be no newspaper therein, then in some newspaper printed and published at the capitol of the state and if upon the return day the defendant, or his attorney, does not appear in court in the action then the trial thereof shall be

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