

542.06 **REPLEVIN.** Actions to recover the possession of personal property wrongfully taken shall be tried in the county in which the taking occurred, or, at plaintiff's claimant's election, in the county in which he resides; in other cases in the county in which the property is situated.

Sec. 11. Minnesota Statutes 1978, Section 546.23, is amended to read:

546.23 **VERDICT IN REPLEVIN.** In an action for the recovery of specific personal property, if the property has not been delivered to the plaintiff claimant and the jury find that he is entitled to its recovery, or if the property is not in the possession of the defendant respondent, and by his answer he claims a return thereof, and the verdict is in his favor, the jury shall assess the value of the property and the damages, if any are claimed in the complaint or answer, which the prevailing party has sustained by reason of the detention, or taking and withholding, of such property. When the verdict is in favor of the party having possession of the property its value shall not be found.

Sec. 12. **REPEALER.** Minnesota Statutes 1978, Sections 565.01; 565.02; 565.03; 565.04; 565.05; 565.06; 565.07; 565.08; 565.09; 565.10; and 565.11 are repealed.

Approved April 4, 1979.

CHAPTER 19—H.F.No.303

An act validating and legalizing certain state assignment certificates.

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

Section 1. ~~[281.328]~~ **STATE ASSIGNMENT CERTIFICATES; VALIDATING.** ~~[Subdivision 1.]~~ Any state assignment certificate duly issued prior to January 1, 1972, for which the time for redemption expired as certified by the county auditor of the county issuing the certificate, and the person to whom the certificate was issued, his heirs and assigns, paid the taxes on the real property described in the certificate since the date thereof, is hereby validated and legalized as against the objection that such certificate was not recorded or filed in the office of the county recorder or registrar of titles within seven years from the date of the certificate, as provided by Minnesota Statutes, Chapter 281. Any such state assignment certificate may after the effective date of this act be recorded or filed in the office of the proper county recorder or registrar of titles.

Sec. 2. ~~[281.328]~~ ~~[Subd. 2.]~~ Nothing herein contained shall affect any action now pending to determine the validity of any instrument validated by this act.

Sec. 3. This act is effective the day following its final enactment.

Approved April 5, 1979.

Changes or additions indicated by underline deletions by ~~strikeout~~