

CHAPTER 215—H. F. No. 427

An act relating to the payment of taxes before transfer and record of land subject to tax; and to amend Mason's Minnesota Statutes of 1927, Section 2211.

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

Section 1. Payment of taxes before recording of transfer.—Mason's Minnesota Statutes of 1927, Section 2211, is hereby amended so as to read as follows :

"2211. When a deed or other instrument conveying land, or a plat of any townsite or addition thereto, is presented to the county auditor for transfer, he shall ascertain from his records if there be taxes due upon the land described therein, or if it has been sold for taxes. If there are taxes due, he shall certify to the same; and upon payment of such taxes, and of any other taxes that may be in the hands of the county treasurer for collection, or in case no taxes are due, he shall transfer the land upon the books of his office, and note upon the instrument, over his official signature, the words, "taxes paid and transfer entered," or, if the land described has been sold or assigned to an actual purchaser for taxes, the words, "paid by sale of land described within"; and, unless such statement is made upon such instrument, the register of deeds or the registrar of titles shall refuse to receive or record the same; provided, that sheriff's or referees' certificates of sale on execution or foreclosure of a lien or mortgage, decrees and judgments, receivers' receipts, patents, and copies of town or village plats, in case the original plat filed in the office of the register of deeds has been lost or destroyed, and instruments releasing, removing and discharging reversionary and forfeiture provisions affecting title to land and instruments releasing, removing or discharging easement rights in land or building or other restrictions, may be recorded without such certificate; and, provided that instruments conveying land and, as appurtenant thereto an easement over adjacent tract or tracts of land, may be recorded without such certificate as to the land covered by such easement; and, provided, further, that any instrument granting an easement made in favor of any cooperative public utility in the nature of a right of way over, along, across or under a tract of land may be recorded without such certificate as to the land covered by such easement.

A violation of this section by the register of deeds or the registrar of titles shall be a gross misdemeanor, and, in addition to the punishment therefor, he shall be liable to the gran-

tee of any instrument so recorded for the amount of any damages sustained.

Approved April 13, 1939.

CHAPTER 216—H. F. No. 595

An act relating to commercial traveler insurance companies to permit such associations to give prizes to its own members for securing new members; and to amend Mason's Minnesota Statutes of 1927, Section 3443.

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

Section 1. Commercial Traveler insurance company may give prizes.—Mason's Minnesota Statutes of 1927, Section 3443, is hereby amended so as to read as follows :

"3443. Any domestic assessment, health or accident association now licensed to do business in this state, which confines its membership to commercial travelers, professional men, and others whose occupation is of such character as to be ordinarily classified as no more hazardous than commercial travelers, and which does not pay *any other* commissions or compensation, *other than prizes to members of nominal value in proportion to the membership fees charge* for securing new members, may issue certificates of membership, which, with the application of the member and the by-laws of the association shall constitute a contract between the association and the member. A printed copy of the by-laws and a copy of the application shall be attached to the membership certificate when issued, and a copy of any amendment to the by-laws shall be mailed to the members following their adoption. Certified copies of certificate, by-laws and amendments shall be filed with the commissioner of insurance and subject to his approval. The by-laws shall conform to the requirements of Laws 1913, *Chapter 156*, so far as applicable, and wherever the word "policy" appears in said act, it shall, for the purpose of this act, be construed to mean the contract as herein defined."

Approved April 13, 1939.

CHAPTER 217—H. F. No. 615

An act to authorize the State Livestock Sanitary Board to control and eradicate Bang's disease by area testing, to adopt