

## CHAPTER 160—S. F. No. 847

*An act to amend Mason's Minnesota Statutes of 1927, Section 8317, relative to entry of certain instruments as memorials upon certificate of title and action to be taken thereon.*

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

Section 1. **Alterations on register—order of court.**—That Mason's Minnesota Statutes of 1927, Section 8317, be amended to read as follows :

"8317. No erasure, alteration or amendment shall be made upon the register of titles after the entry of a certificate of title or of any memorial thereon, and the attestation of the same by the registrar, except by order of the court. A registered owner or other person in interest may, at any time, apply by petition to the court, upon the ground that registered interests of any description, whether vested, contingent, expectant or inchoate, have terminated and ceased ; or that new interests have arisen or been created which do not appear upon the certificate ; or that any error or omission was made in entering a certificate or any memorial thereon, or on any duplicate certificate ; or that the name of any person on the certificate has been changed ; or that the registered owner has married, or, if registered as married, that the marriage has been terminated ; or that a corporation which owned registered land and has been dissolved has not conveyed the same within three years after its dissolution ; or upon any other reasonable ground ; and the court may hear and determine the petition after notice to all parties in interest, and may order the entry of a new certificate, the entry or cancellation of a memorial upon a certificate, or grant any other relief upon such terms, requiring security if necessary, as it may consider proper ; but the provisions of this section shall not give the court authority to open the original decree of registration, and nothing shall be done or ordered by the court which shall impair the title or other interest of a purchaser who holds a certificate for value and in good faith, or of his heirs or assigns without his or their written consent. *Provided, however, that, without order of court in counties in which a rule of the district court so provides, the registrar of titles may receive and register as memorials upon any certificate of title to which they pertain, the following instruments ; receipt or certificate of county treasurer showing redemption from any tax sale or payment of any tax described in a certificate of title, a marriage certificate showing the subsequent marriage of any owner shown by a certificate of title to be unmarried, a certified copy of the death certificate of party listed in any certificate of title as being the spouse of the registered owner when accompanied by an affidavit satisfactory to the registrar identifying the decedent*

*with said spouse; and in all subsequent dealings with the land covered by such certificates the registrar shall give full faith to said memorials. Provided, further, that in case of a certificate of title outstanding to two or more owners as joint tenants, upon the filing for registration of such a certificate of death and affidavit of identity as hereinbefore described, and upon the surrender of the owner's duplicate of title, the registrar shall issue a new certificate of title for the premises to the survivor in severalty or to the survivors in joint tenancy as the case may be. Provided, further, when instruments affecting registered land have been recorded in the office of any register of deeds in this state, a certified copy thereof may be filed for registration and registered with like effect as the original instrument, if the registrar of titles shall first be satisfied that the signatures to the original are genuine."*

Sec. 2. This Act shall take effect and be in force from and after its passage.

Approved April 5, 1933.

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#### CHAPTER 161—S. F. No. 1247

*An act establishing a State Compensation Revolving Fund, appropriating monies therefore, and requiring the departments wherein the salaries of employes are fixed by a managing or governing board, which board controls the expenditure of appropriations made to such departments, and departments which are and have been self-sustaining, to pay back into said fund such monies as have been heretofore paid by the State since the passage of and pursuant to Chapter 436, General Laws 1927, and providing for the maintenance of said fund by the several State Departments and Divisions thereof.*

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

Section 1. **State compensation revolving fund established.**— In order to facilitate the discharge by the state of its obligations under the workmen's compensation act, there is hereby established a revolving fund to be known and designated as the State Compensation Revolving Fund. The sum of \$32,000.00 is hereby appropriated from monies in the state treasury not otherwise appropriated for the purpose of taking care of claims for compensation which are now due or may accrue between now and July 1, 1935 to injured employes under the Workmen's Compensation Act who are actually employed and who receive their salaries direct from the revenue