

machine may be opened and all data and figures therein examined upon the order of any judge of a court having jurisdiction; provided, however, that any voting machine used at a primary election may be opened ten days following such primary election if such opening becomes necessary in order to prepare the voting machine so used at such primary election for an election which is to be held on a day which is within 40 days after the day upon which such primary election is held.

Irregular ballots shall be preserved for six months after such election and the packages thereof may be opened and the contents thereof examined only upon an order of a judge of a court having jurisdiction, and after the expiration of such time, such ballots may be disposed of in the discretion of the officer or board having charge of them.

The municipal corporation adopting the machines shall have the custody thereof when not in use at an election and shall preserve and keep them in repair. All keys for voting machines shall be securely preserved under lock and key by the officer having them in charge. A public officer, who by any provision of law is entitled to the custody of the machine for any period of time, shall be entitled to the keys therefor of such machines in his charge. It shall be unlawful for any unauthorized person to have in his possession any keys of any voting machine; and all election officers or persons intrusted with such keys for election purposes or in preparation of the machine therefor shall not retain them longer than necessary to use them for such legal purpose."

Approved April 10, 1941.

CHAPTER 191—H. F. No. 701

An act relating to the use of experimental voting machines; rules and instructions for using the same; amending Mason's Supplement 1940, Section 601-8(1)a.

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 601-8(1)a, is hereby amended to read as follows:

"601-8(1)a. **May use experimental machines.**—The governing body of any municipal corporation may provide for the experimental use of voting machines in one or more dis-

tricts without formal adoption thereof; and the use of said voting machines at such election shall be as valid for all purposes as if the machines had been permanently adopted.

Whenever the governing body of any municipal corporation shall determine to use such machines, it shall, at a regular or special meeting held not less than 30 days before the election, prescribe suitable rules and instructions, not inconsistent with the provisions of this chapter, for using the same, submit the same to the attorney general for his approval, and, when approved by him, *a printed copy of such rules and instructions shall be posted in a prominent place in the polling place and shall remain open to inspection by the voters throughout the election days.*"

Approved April 10, 1941.

CHAPTER 192—H. F. No. 714

An act relating to certain written instruments affecting title to real estate, providing that certain recitals therein shall not constitute notice under certain conditions.

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

Section 1. Certain written instruments disregarded in real property title.—Where any instrument affecting the title to real estate in this state recites the existence of a contract for conveyance affecting such real property, or some part thereof, and the instrument containing such recital was recorded prior to 1910, in the office of the register of deeds of the county wherein said real property or some part thereof is situated, and no action or proceeding has been taken upon such contract for conveyance, and the time for performing the conditions contained in such contract expired prior to 1925, then such recital may be disregarded and shall not constitute notice of said contract for conveyance, either actual or constructive, to any subsequent purchaser or encumberer of said real property or any part thereof.

Sec. 2. Not to affect pending actions.—Nothing contained in this act shall affect actions now pending or commenced within six months after the passage of this act in any court of this state.

Approved April 10, 1941.