

articles of incorporation of a cooperative association organized under the provisions of Chapter 326, Laws of Minnesota 1923, as amended, increasing or diminishing the capital stock of such association, has been duly adopted by the stockholders of the association, but articles of amendment setting forth such amendment and the manner of adoption thereof have not been filed in the office of the Secretary of State and recorded in the office of the Register of Deeds of the county of the principal place of business of the association within thirty days after the adoption of such amendment, articles of amendment setting forth such amendment may be filed in the office of the Secretary of State and recorded in the office of the Register of Deeds of the county of the principal place of business of such association within six months after the approval of this Act.

**Sec. 2. Validation.** All such articles of amendment heretofore filed in the office of the Secretary of State and recorded in the office of the Register of Deeds of the county of the principal place of business of the association more than thirty days after the adoption of such amendments are hereby validated for all purposes.

**Sec. 3. Prior amendment.** Articles of amendment increasing or diminishing the capital stock of a cooperative association, filed and recorded as provided in Section 1 hereof, and all such articles of amendment heretofore filed and recorded more than thirty days after the adoption thereof shall be effective as fully and to the same extent as though said articles of amendment had been filed and recorded within thirty days after the adoption thereof by the stockholders of the association.

Approved April 21, 1945.

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#### CHAPTER 460—H. F. No. 802

*An act relating to old age assistance and to repeal Minnesota Statutes 1941, Section 256.26, Subdivision 8, and to amend Minnesota Statutes 1941, Section 256.26, Subdivisions 9, 10, 11, and 12.*

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

**Section 1. Repeal.** Minnesota Statutes 1941, Section 256.26, Subdivision 8, is hereby repealed.

Sec. 2. Minnesota Statutes 1941, Section 256.26, Subdivisions 9, 10, 11, and 12, are hereby amended so as to read as follows:

Subdivision 8. **Enforcement of lien.** Such liens, after filing, shall be enforced in the manner provided by law for the enforcement of mechanic's liens upon real property, provided, no such lien, and no claim under Section 256.25 shall be enforced against the homestead of the lienor while occupied by his surviving spouse, or minor children.

Subdivision 9. **Release of lien.** When the county agency of the county granting assistance to a recipient is satisfied that the collection of the amount paid him as old age assistance will not be jeopardized or that the release of the lien against his property, in whole or in part, is necessary for the maintenance or support of the recipient, his spouse, minor or incapacitated children, or when the county agency is satisfied by competent evidence that the major portion of the investment in the recipient's homestead was made by the children of the recipient by personal services in the home or otherwise and that substantial justice can only be done by the release of the lien, it may, with the approval of the state agency, release such lien with respect to all or part of the real property of the recipient, and such release, or a certified copy thereof, shall be filed with the register of deeds of each county where the lien certificate is filed.

Subdivision 10. **Discharge of lien.** The recipient, his heirs, personal representatives, or assigns, may discharge such lien at any time by paying the amount thereof to the treasurer of the proper county who, with the approval of the county agency, shall execute a satisfaction thereof and file the same with the register of deeds of each county where the lien certificate is filed.

Subdivision 11. **Disqualification.** Any recipient who has heretofore transferred or who hereafter transfers, or disposes of his property in order to avoid the application of this section shall be disqualified from receiving old age assistance.

Approved April 21, 1945.