

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

Section 1. **Lis pendens.** Every action to quiet title or to determine adverse claims to real estate, and every action for partition of real estate, commenced since January 1, 1952, in which the summons was duly served and published as provided by law, and the publication of which summons complied with Rule 4.041 of the Rules of Civil Procedure for the District Court of Minnesota, is hereby legalized and made valid to all intents and purposes as against any objection asserted that no notice of *lis pendens* was filed in the office of the register of deeds or that no copy thereof was published along with the summons in such action.

Sec. 2. This act does not affect any pending action to quiet title or to determine adverse claims to real estate, or any pending action for partition of real estate.

Approved April 24, 1959.

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CHAPTER 588— H. F. No. 1881

[Not Coded]

*An act authorizing the sale of certain trust fund lands in Kittson County, Minnesota, by the commissioner of conservation.*

Whereas, the State of Minnesota issued swamp land certificate 16395 on October 6, 1948 to George Karol of Lancaster, Minnesota, covering the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  of NW $\frac{1}{4}$ ), Section Thirty-two (32), Township One Hundred Sixty-three (163) North, Range Forty-six (46) West, and

Whereas, the State of Minnesota claims to be the owner of said land by reason of forfeiture for unpaid taxes, now therefore

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

Section 1. **Conveyance of state land.** The commissioner of conservation is authorized to offer for sale and to sell the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  of NW $\frac{1}{4}$ ) of Section Thirty-two (32), Township One Hundred Sixty-three (163) North, Range Forty-six (46) West, in the manner provided for the sale of state-owned trust fund land, provided that the value of the improvements thereon shall be appraised separately and, if at the sale of such land

George Karol shall be the purchaser, he shall not be required to pay the state the amount so appraised for such improvements, but in lieu thereof he shall at the time of the sale be required to furnish an affidavit stating that such improvements were paid for by him.

Section 2. If any person other than George Karol shall purchase said land, then such other person shall pay to the state at the time of the sale, in addition to all other required payments, the full amount for which said improvements were so appraised in cash, and the amount so received by the state for such improvements shall be paid by the state treasurer, with the approval of the state auditor, to George Karol.

Approved April 24, 1959.

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CHAPTER 589—H. F. No. 1043

*An act relating to the sale and appraisal of state public lands; amending Minnesota Statutes 1957, Section 92.12, Subdivision 5.*

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

Section 1. Minnesota Statutes 1957, Section 92.12, Subdivision 5, is amended to read:

Subd. 5. **Sale of land and timber.** Where land mainly valuable for agricultural purposes as shown by the appraisal and other reports in the office of the commissioner contains only small quantities of timber the commissioner may in his discretion either sell the timber separately in the manner provided by law for state timber sales or he may sell the land as agricultural land, requiring the purchaser to pay down as first payment an amount equal to the value of the timber, in addition to the first payment required on the land. *Where such appraisal and other reports show land should be sold for continuous forest production or other conservation purpose, and the commissioner so determines, then the full appraised value of land and timber shall be paid by the purchaser at the time of purchase.*

Approved April 24, 1959.

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