

payable only to such person as by such registration appears to be the owner thereof or his legal representatives; and such resolution shall provide for the keeping of a permanent record of bonds so registered, and may provide for the registration of transfer or exchange of such obligations by an officer of the municipality or an authenticating trustee, transfer agent, or registrar, upon the terms and conditions and with the force and effect provided in sections 336.8-101 to 336.8-406 .

Sec. 13. This act shall become effective on the day following final enactment.

Approved April 5, 1974.

CHAPTER 381—S.F.No.1483

An act relating to liens for labor, services and material for the improvement of real estate; amending Minnesota Statutes, 1973 Supplement, Sections 514.01; and 514.05.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes, 1973 Supplement, Section 514.01, is amended to read:

514.01 **MECHANICS LIENS; MECHANICS, LABORERS AND MATERIALMEN.** Whoever performs engineering or land surveying services with respect to real estate, or contributes to the improvement of real estate by performing labor, or furnishing skill, material or machinery for any of the purposes hereinafter stated, whether under contract with the owner of such real estate or at the instance of any agent, trustee, contractor or subcontractor of such owner, shall have a lien upon the improvement, and upon the land on which it is situated or to which it may be removed, that is to say, for the erection, alteration, repair, or removal of any building, fixture, bridge, wharf, fence, or other structure thereon, or for grading, filling in, or excavating the same, or for clearing, grubbing, or first breaking, or for furnishing and placing soil or sod, or for furnishing and planting of trees, shrubs, or plant materials, or for labor performed in placing soil or sod, or for labor performed in planting trees, shrubs, or plant materials, or for digging or repairing any ditch, drain, well, fountain, cistern, reservoir, or vault thereon, or for laying, altering or repairing any sidewalk, curb, gutter, paving, sewer, pipe, or conduit in or upon the same, or in or upon the adjoining half of any highway, street, or alley upon which the same abuts.

Sec. 2. Minnesota Statutes, 1973 Supplement, Section 514.05, is amended to read:

Changes or additions indicated by underline deletions by ~~strikeout~~

514.05 **WHEN LIEN ATTACHES; NOTICE.** All such liens, as against the owner of the land, shall attach and take effect from the time the first item of material or labor is furnished upon the premises for the beginning of the improvement, and shall be preferred to any mortgage or other encumbrance not then of record, unless the lienholder had actual notice thereof. As against a bona fide purchaser, mortgagee, or encumbrancer without notice, no lien shall attach prior to the actual and visible beginning of the improvement on the ground, but a person having a contract for the furnishing of labor, skill, material, or machinery for such improvement, may file for record with the register of deeds of the county within which the premises are situated, or, if claimed under section 514.04, with the secretary of state, a brief statement of the nature of such contract, which statement shall be notice of his lien. Engineering or land surveying services with respect to real estate shall not constitute the actual and visible beginning of the improvement on the ground referred to in this section, except when such engineering or land surveying services include a visible staking of the premises. No lien shall attach for engineering or land surveying services rendered with respect to a purchaser for value if the value of those services does not exceed \$250.

Approved April 9, 1974.

CHAPTER 382—S.F.No.1679
[Not Coded]

An act relating to the city of St. Cloud; contributions and benefits of members of the firemen's relief association.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. ST. CLOUD, CITY OF; FIREMEN'S RELIEF ASSOCIATION; BENEFITS; DEFINITIONS. Subdivision 1. For the purposes of this act, the terms defined in this section have the meanings ascribed to them:

Subd. 2. "Fire department" means the fire department of the city of St. Cloud.

Subd. 3. "Relief association" or "association" means the St. Cloud fire department relief association.

Subd. 4. "Fireman" means every person who is duly appointed and regularly entered on the payroll of the fire department and who is on active duty with that department. The term does not include emergency employees employed for less than 30 days or temporary employees employed for nine months consecutively in any 12 month period, with the exception of firemen in the association prior to the effective

Changes or additions indicated by underline deletions by ~~strikeout~~