

CHAPTER 57.

AN ACT

[H. B. 78]

Authorizing the performance of annual labor on mining claims by a lien holder or a holder of certificate of sale, giving a lien therefor, providing for the maintenance and enforcement of said lien, and declaring an emergency to give this Act immediate effect.

Be it enacted by the Legislature of the Territory of Alaska:

Section 1. Any person who holds a claim to or lien upon any unpatented mining claim under a certificate of sale, mortgage, attachment, levy, judgment, or other lien, may, when necessary for the protection of his lien or claim, go upon such mining claim and perform or cause to be performed the annual labor required by law to prevent forfeiture. Before performing said labor said person shall mail a written notice of his intention to perform said annual labor on said claim to the owner of said claim at his last known address.

Lien holder may perform annual labor on mining claim to prevent forfeiture.

Lien holder to give notice of his intention to owner.

Section 2. The person performing or causing to be performed such annual labor upon any unpatented mining claim shall have a lien upon said claim for said assessment work, including the reasonable cost of transportation to and from said claim incurred in doing said work, which lien shall be enforced either as in other suits for the foreclosure of liens upon real property or as supplemental accruing costs in the action or suit, if any, then pending and wherein said claim has been levied upon either by attachment, execution or other court process. Every person claiming a lien hereunder shall within ninety days after the completion of the annual labor for which the lien is claimed file for record in the office of the commissioner and ex-officio recorder of the recording district in which the property on which the lien is claimed is situated his notice of claim of lien, verified by his

Assessment work lien on claim.

Recording of lien.

oath or that of some other person having knowledge of the facts, and stating the name of the owner or reputed owner of the property, the amount of the claim, the time of the performance of the annual labor for which the lien is so claimed, the nature of the labor so done or improvements made, and the amount of the claim, including costs of transportation, after deducting all just credits and offsets. Any independent suit or action brought to enforce such lien shall be commenced within six months after the filing for record as herein directed of such notice of claim of lien.

Suit to enforce lien must be brought, when.

Section 3. The lien hereby given for the performance of said annual labor, if it be done in good faith and necessarily for the protection either of possession under such certificate of sale or of any attachment, levy, mortgage, judgment or other lien, shall remain in effect notwithstanding the contemporaneous or subsequent vacation, dissolution, or setting aside of, or redemption from, said certificate of sale, attachment, levy, mortgage, judgment or other lien.

Lien to remain in effect notwithstanding—

Section 4. An emergency is hereby declared and this Act shall take effect immediately upon the passage thereof.

Emergency.

Approved April 27, 1931.

CHAPTER 58.

AN ACT

[H. B. 80]

To appropriate \$300.00, or as much thereof as may be necessary, for Williams Mortuary Inc. for burial of five indigents.

Be it enacted by the Legislature of the Territory of Alaska:

Section 1. The sum of Three Hundred Dollars (\$300.00) is hereby appropriated out of the general fund of the Territory not otherwise appropriated for

Appropriation to Williams Mortuary for burial five indigents.