

Moved by Davis

Seconded by Lodge

IN THE SENATE
SENATE AMENDMENT TO S.B. NO. 1135

AMENDMENT TO THE BILL

1
2 On page 1 of the printed bill, following line 32, insert:

3 "SECTION 2. That Section 45-510, Idaho Code, be, and the same is hereby
4 amended to read as follows:

5 45-510. DURATION OF LIEN. (1) No lien provided for in this chapter
6 binds any building, mining claim, improvement or structure for a longer
7 period than six (6) months after the claim has been filed, unless proceed-
8 ings be commenced in a proper court within that time to enforce such lien;
9 or unless a payment on account is made, or extension of credit given with
10 expiration date thereof, and such payment or credit and expiration date, is
11 endorsed on the record of the lien, then six (6) months after the date of such
12 payment or expiration of extension. The lien of a final judgment obtained
13 on any lien provided for in this chapter shall cease five (5) years from the
14 date the judgment becomes final, but if such period of five (5) years has
15 expired or will expire before September 1, 1947, the owner of such judgment
16 lien shall have until September 1, 1947, within which to levy execution under
17 such judgment.

18 (2) Nothing in this chapter requires that a trustee of a deed of trust as
19 defined and required by section 45-1502 et seq., Idaho Code, be included in a
20 claim of lien or foreclosure or judgment under this chapter."

21 CORRECTION TO TITLE

22 On page 1, in line 2, delete "CLAIMS OF LIEN" and insert: "LIENS"; and
23 in line 4, following "TRUST" insert: "; AND AMENDING SECTION 45-510, IDAHO
24 CODE, TO PROVIDE THAT A TRUSTEE OF A DEED OF TRUST SHALL NOT BE INCLUDED IN A
25 CLAIM OF LIEN, FORECLOSURE OR JUDGMENT".