

any provisions in the contract to the contrary, and shall be served in the same manner as a summons in the district court. If the person to be served is not a resident of the state, or cannot be found therein, of which facts the return of the sheriff of the county where the real estate lies that he cannot be found in such county shall be prima facie evidence, service shall be made by three weeks' published notice. *Provided, that personal service of said notice without the state, proved by the affidavit of the person making the same, made before an authorized officer having a seal, shall have the same effect as the published notice herein provided for.* If within the time mentioned the person served complies with such conditions and pays the costs of service, the contract shall be thereby reinstated, but otherwise shall terminate. A copy of the notice, with the proof of service thereof, and an affidavit of the vendor, his agent or attorney, showing that the purchaser has not complied with the terms of the notice, may be recorded with the register of deeds, and shall be prima facie evidence of the facts therein stated."

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 31, 1913.

CHAPTER 137—S. F. No. 175.

An Act to amend Section 2965 of the Revised Laws of 1905 relating to the exemptions of private cemeteries from public taxes and assessments, from levy and sale on execution and that no road or street shall be laid through the same without the consent of the owners.

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

Section 1. **100 acres laid out for cemetery purposes exempt from taxation.**—That Section 2965 of the Revised Laws of 1905, be and the same is hereby amended so as to read as follows:

"Section 2965. Exemptions.—All lands, not exceeding *one hundred* acres in extent, so laid out and dedicated as a private cemetery, shall be exempt from public taxes and assessments, and shall not be liable to levy and sale on execution, or to be applied in payment of the debts of any owner thereof, so long as the same remains appropriated to the use of a cemetery; and no road or street shall be laid through the same without the consent of the owners."

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 31, 1913.