

CHAPTER 436—H. F. No. 729.

An Act to regulate the public service of stallions in Minnesota.

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

Registration board.—Section 1. Every person, firm or company standing or using any stallion for public service in this state shall cause the name, description and pedigree of such stallion to be enrolled by a stallion registration board hereinafter provided for, and shall secure a license from said board as provided in section 3 of this act. All enrollment and verification of pedigree shall be done in the division of animal husbandry of the college of agriculture of the University of Minnesota. All license certificates for stallions issued under this act shall be presented to and recorded by the register of deeds of the county or counties in which said stallion is used for public service.

Certificates.—Sec. 2. In order to carry out the provisions of this act, there shall be constituted a stallion registration board, whose duty it shall be to verify and register pedigrees; to pass upon certificates of veterinary examination; to provide, when necessary, for veterinary inspection; to issue stallion license certificates; to make all necessary rules and regulations; and to perform such other duties as may be necessary to carry out and enforce the provisions of this act. Said board shall hold meetings at the college of agriculture, the first Tuesday and subsequent days of February, May, August and November of each year and such other meetings as may be necessary.

The stallion registration board shall be composed *ex officio* of the professor of animal husbandry of the Minnesota college of agriculture, who shall be, *ex officio*, secretary and executive officer of this board; the veterinarian of the state experiment station, and the president of the Minnesota Horse Breeders' association.

Affidavit—disqualifications.—Sec. 3. In order to secure the license certificate herein provided for, the owner of each stallion shall present a certificate and affidavit from a qualified, licensed and reputable veterinarian, to the effect that he has personally examined such stallion and that to the best of his knowledge and belief said stallion is free from infectious, contagious or transmissible disease or unsoundness. The

owner of such stallion shall also furnish to the stallion registration board the stud book registry certificate of pedigree of the stallion and all other necessary papers relating to his breeding and ownership. Upon verification of pedigree and certificate of breeding (in case of pure bred stallions) and receipt of veterinary certificate and affidavit as provided for in this act, a stallion certificate shall be issued to the owner.

The presence of any one or more of the following named diseases shall disqualify a stallion from public service, and are hereby defined as *infectious, contagious or transmissible disease or unsoundness* for the purposes of this act: Cataract, amaurosis, laryngeal hemiplegia (roaring or whistling), chorea (St. Vitus' dance, crampness, shivering, springhalt), bone spavin, ringbone, sidebone, glanders, farcy, maladie du coit, urethral gleet, mange, melanosis and curb when accompanied by curby hock.

The stallion registration board is hereby authorized to refuse certificate of enrollment to any stallion affected with any one of the diseases specified, and to revoke a previously issued stallion license certificate of any stallion found on examination to be so afflicted.

Temporary license.—Sec. 4. The stallion registration board is authorized in cases of emergency to grant temporary license certificates without veterinary examination, upon receipt of an affidavit of the owner to the effect that to the best of his knowledge and belief said horse is free from infectious, contagious or transmissible disease or unsoundness. Temporary license certificates shall be valid only until veterinary examination can reasonably be made.

License to be displayed.—Sec. 5. The owner of any stallion standing for public service in this state shall post and keep affixed during the entire breeding season copies of the license certificates of such stallion, issued under the provisions of this act, in a conspicuous place upon the main door leading into every stable or building where the said stallion stands for public service. Said copies shall be printed in bold face and conspicuous type, not smaller than small pica, especially the words "pure bred," "grade," etc.

Form of registration.—Sec. 6. The license certificate issued after proper examination for a stallion whose sire and dam are of pure breeding and the pedigree of which is registered in a stud book recognized by the United States de-

partment of agriculture, or in any American studbook or registry association that recognizes and records stallions that have five (5) pure top crosses, shall be in the following form:

STALLION REGISTRATION BOARD.

License Certificate of Pure-Bred Stallion.

The pedigree of the stallion (name).....
 owned by.....bred by.....
 described as follows:Color.....
 breed foaled in the year.....
 has been examined at the college of agriculture, division of animal husbandry, and it is hereby certified that the said stallion is of pure breeding, is registered in a studbook recognized by the department of agriculture, Washington, D. C. The above named stallion has been examined by....., a duly licensed veterinarian, and is reported as free from infectious, contagious, or transmissible disease or unsoundness, and is licensed to stand for public service in the State of Minnesota.

(Signed).....

Professor of Animal Husbandry and Secretary Stallion Registration Board.

The license certificate issued after proper examination for a stallion whose sire or dam is not of pure breeding shall be in the following form:

STALLION REGISTRATION BOARD.

License Certificate of Grade Stallion.

The pedigree of the stallion (name).....
 owned by.....bred by.....
 described as follows:, color.....
 breed..... foaled in the year.....
 has been examined at the college of agriculture, division of animal husbandry, and it is hereby certified that the said stallion is not of pure breeding and is, therefore, not eligible for registration in any studbook recognized by the department of agriculture, Washington, D. C.

The above named stallion has been examined by....., a duly licensed veterinarian, and is reported as free from infectious, contagious or transmissible disease or unsound-

ness, and is licensed to stand for public service in the State of Minnesota.

(Signed).....

Professor of Animal Husbandry and Secretary Stallion Registration Board.

False statements.—Sec. 7. Every bill, poster or advertisement issued by the owner of any stallion licensed under this act, or used by him for advertising such stallion shall contain a copy of his license certificate and shall not contain illustrations, pedigrees or other matter that is untruthful or misleading.

Registration fee.—Sec. 8. A fee not exceeding \$2 shall be paid to the secretary of the stallion registration board for the examination and enrollment of each pedigree and the issuance of a license certificate in accordance with the breeding of the stallion as above provided. A fee not exceeding \$1 shall be paid annually for the renewal of pedigree certificate and service license. Stallions shall be examined every four years until ten years of age, and after the first examination shall be exempt from examination at ten years of age or over.

Transfers.—Sec. 9. Upon a transfer of the ownership of any stallion licensed under the provisions of this act, the license certificate may be transferred by the secretary of this board to the transferee upon submittal of satisfactory proof of such transfer of ownership and upon payment of 50 cents.

Penalties.—Sec. 10. Violation of any of the provisions of this act shall be punished by a fine of not less than \$25 nor more than \$100 for each offense.

Fees—to whom paid.—Sec. 11. The funds accruing from the above named fees shall be used by the stallion registration board to defray the expenses of enrollment of pedigrees and issuance of licenses; to provide for the examination of stallions when necessary; to publish reports or bulletins containing lists of stallions examined; to encourage the horse breeding interests of this state; to disseminate information pertaining to horse breeding, and for any other such purposes as may be necessary to carry out the purposes and enforce the provisions of this act.

It shall be the duty of this board to make annual report,

including financial statement, to the governor of the state, and all financial records of said board shall be subject to inspection at any time by public examiner.

Approved April 25, 1907.

CHAPTER 437—S. F. No. 241.

An Act to legalize the foreclosure of mortgages by advertisement, where such has been authorized by the owner, but no power of attorney to foreclose the same has been executed, and where an executed power of attorney has not been filed for record until after such foreclosure sale.

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

Foreclosure legalized.—Section 1. "In every foreclosure of mortgage by advertisement heretofore made, where the power of attorney provided by chapter 262, General Laws 1897, and by section 4461, Revised Laws 1905, has not been executed, but such foreclosure was authorized by the owner of such mortgage, and a written instrument of satisfaction, signed and acknowledged by the person foreclosing such mortgage, ratifying all acts done by the attorney conducting such foreclosure, shall be recorded before Sept. 1, 1907, in the office of the register of deeds of the county in which such foreclosure was held, or when such power of attorney has been executed, but not filed for record in the register of deeds office of the proper county until after such mortgage foreclosure sale has been completed, every such mortgage foreclosure, if otherwise regular, is hereby declared to be valid."

Sec. 2. This act shall not affect any action at law, or action in equity now pending.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 25, 1907.