

institutions.—That section 4284, General Statutes 1913, be amended so as to read as follows:

4284. Every such company, upon written demand of the owner of any grain warehouse or mill of not less than five thousand (5,000) bushels capacity, adjacent to the right of way of such company and at or near any regular station thereof, shall construct, maintain and operate at its own expense, proper side tracks, connecting such warehouse or mill with the tracks of such railroad, and afford the owner thereof proper and reasonable facilities for shipment therefrom. Should additional right of way be required for such side track, the cost and expense of procuring it shall be paid by the owner of said mill or warehouse. Such company shall also construct, maintain, and operate side tracks connecting with its road any such grain warehouse, dock, wharf, mill, coal yard, quarry, brick or lime kiln, sand or gravel pit, crushed rock or concrete plant, or manufactory adjacent thereto as shall be required and on such terms as may be fixed by the commission on application of either party.

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

Approved April 17, 1917.

CHAPTER 288—H. F. No. 168.

An act validating and legalizing proceedings for termination and the foreclosure and cancellation of contracts for the sale or purchase of real estate, and the records thereof where the mortgage tax on such contracts has not been paid prior to the foreclosure or cancellation thereof, or subsequent thereto.

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

Section 1. Certain contracts of foreclosure and purchase of real estate and records pertaining to same legalized.—That in all cases where a contract for the purchase or sale of real estate has been foreclosed or cancelled, or attempted to be foreclosed or cancelled, and such foreclosure or cancellation is defective by reason of the fact that prior thereto no mortgage registration tax has been paid on said contract, such foreclosure or cancellation, and all proceedings in connection therewith and the records thereof, if any, shall have been made, are hereby legalized and made as valid and effectual to all intents and purposes and of the same force and effect in all respects, for the purpose of notice, evidence, validity, foreclosure, cancellation and in all respects, the same as if such mortgage registration tax had been paid prior to the time of the commencement of any such proceedings, provided, that said mortgage registration tax on any such contract shall be paid in full before the

trial of any action commenced by the vendee of any such contract subsequent to the passage of this act.

Sec. 2. Payment of registration tax.—Any person, persons, copartnership or corporation as vendee holding any contract for the purchase or sale of real estate which said contract has been heretofore foreclosed or cancelled, or attempted to be foreclosed or cancelled, and the mortgage registration tax was not paid, said person, persons, copartnership, or corporation shall have one year from and after the passage of this act to assert any rights they may have under and by virtue of said contract, or be forever barred from asserting same, provided, that nothing in this act shall be held to apply to any action heretofore commenced or now pending in any of the courts of this state.

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

Approved April 17, 1917.

CHAPTER 289—H. F. No. 188.

An act amending the probate code, so that certain estates may be settled and final distribution made thereof on the first hearing.

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

Section 1. Admitting of will for probate or applying for letters of administration where estate does not exceed \$650.—Whenever any person dies leaving real or personal property within this state and all of the property and assets of said deceased are exempt from the payment of debts, and do not exceed in value six hundred and fifty dollars, any person entitled to apply for letters of administration or for the allowance of a will to probate may petition the probate court of the proper county that the will, if the deceased died testate, be admitted to probate, or if intestate for letters of administration, and in any event that the whole estate be closed forthwith and distribution thereof made.

Sec. 2. Contents of petition.—Such petition shall in addition to the jurisdictional facts contain a description of all the property of said deceased, both real and personal, itemizing the same together with the facts by reason of which the same is claimed to be exempt, and the names and addresses so far as known, of the creditors, and shall pray the judgment of the probate court for a distribution of said property forthwith.

Sec. 3. Citation by courts.—The court shall thereupon issue its citation for a hearing thereon and cause the same to be published in the manner prescribed by law. Said citation shall