

the office of the register of deeds of any county, or in any public office authorized to receive such instrument for filing or recording, and shall have continued on record for twenty years and such instrument does not affirmatively show whether the grantor or assignor or person who executed the instrument was married, such filing or recording and continuance thereof for such twenty year period shall be prima facie evidence that such grantor or assignor or person who executed the instrument was an unmarried person at the time of the making and delivery of such instrument, unless prior to January 1, 1920, any person claiming any estate in the land affected by such instrument, by, through or under such person or his or her spouse, heirs, or devisees, shall commence an action to recover such estate and shall file a notice of lis pendens at the time of the commencement of the action in the office of the register of deeds in the county where such land is situated.

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

Approved April 17, 1919.

CHAPTER 299—S. F. No. 1045.

An act to legalize decrees of distribution of probate courts in certain cases.

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

Section 1. **Certain probate proceedings legalized.**—That in any case where a probate court, which has had proper jurisdiction of the estate of any decedent, affecting real estate in this state, and such proceedings have been regularly taken, excepting only that the court, in making its decree under the provisions of sections 7390 and 7391 of the General Statutes of 1913, the judge thereof took into consideration the transfer or agreement by the widow, or by any heir interested in said estate to another heir or heirs, and decreed the real estate in accordance with such agreement, deed or transfer, and such decree has been acted upon by the heirs receiving the real estate thereunder and thereby, in accordance with such decree, transfer or agreement, for more than five (5) years prior to the passage of this act; then and in every such case, the decree of the probate court is hereby legalized and declared valid, and of the same effect, in all respects as if said decree had been made in accordance with the provisions of said sections 7390 and 7391 of the General Statutes of 1913.

Sec. 2. **Application.**—This act shall not apply to or affect any contest, action or appeal now pending, in which the validity of any such decree of distribution is called in question.

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

Approved April 17, 1919.