

vate hatchery, or that the birds, animals or fish were not taken for scientific purposes, but the person claiming that such birds or animals were domesticated, or the trout were grown in a private hatchery, or that said birds or animals were taken for scientific purposes as herein provided, shall prove on the hearing or trial that such birds or animals were domesticated, or such trout were grown in a private hatchery, or that such birds or fish were taken for scientific purposes, as by law provided.

Repealing
clause.

SEC. 50. All acts and parts of acts inconsistent with this act are hereby repealed; *provided*, that such repeal shall not affect any civil or criminal action now pending or hereafter commenced for acts done or committed in violation of the game and fish laws of this state prior to the passage of this act.

\$25,000 ap-
propriated.

SEC. 51. The sum of twenty-five thousand (25,000) dollars, or so much thereof as may be necessary, is hereby appropriated annually, commencing August 1, 1897, for the purpose of carrying on and enforcing the provisions of this act, to be paid for such purpose out of any moneys in the state treasury not otherwise appropriated.

Preference to
Union
soldiers.

SEC. 52. In making appointments under this act preference shall always be given to honorably discharged soldiers of the Union army.

SEC. 53. This act shall take effect and be in force from and after its passage.

Approved April 23, 1897.

S. F. No. 286.

CHAPTER 222.

Service of
summons on
minors in cer-
tain cases.

An act to amend subdivision second of section fifty-nine (59), chapter sixty-six (66), general statutes one thousand eight hundred and seventy-eight (1878), being section five thousand one hundred and ninety-nine (5199), general statutes one thousand eight hundred and ninety-four (1894), relating to service of summons upon minors in certain cases.

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

Amendment.

SECTION 1. That subdivision second of section fifty-nine (59), chapter sixty-six (66), general statutes one thousand eight hundred and seventy-eight (1878), being section five thousand one hundred and ninety-nine (5199), general statutes one thousand eight hundred

and ninety-four (1894), be and the same is hereby amended so as to read as follows:

Second.—If against a minor under the age of fourteen (14) years who is a resident of the state and can be found therein, to such minor personally, and also to his father, mother or guardian, or if there is none within this state, then to any person having the care or control of such minor, or with whom he resides or by whom he is employed; if such minor, though a resident of the state, cannot be found within the same, of which the return of the sheriff of the county that after diligent search he cannot be found within his county, shall be *prima facie* evidence, such service may be made by delivering a copy of the summons to such father, mother or guardian if within the state, and by leaving a copy thereof at the house of such minor's usual abode, with some person of suitable age and discretion then resident therein.

To minor and parents or guardians.

If absent, to parents or guardians.

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

Approved April 23, 1897.

CHAPTER 223.

S. F. No. 348.

An act requiring notice to the vendee or purchaser under any contract for the future conveyance of land hereinafter made to be given before the rights of any vendee or purchaser can terminate.

Notice to vendee or purchaser.

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

SECTION 1. No owner of real estate or owner of any equity therein shall hereafter make or execute a contract for deed, bond for deed or other instrument for the future conveyance of any such real estate or equity therein, shall have the right to declare a cancellation, termination or forfeiture thereof or thereunder, except upon written notice to the vendee or purchaser, as hereinafter provided; and such notice shall be given to such vendee or purchaser notwithstanding any provision or condition in any such instrument to the contrary.

Written notice necessary for cancellation of contract.

SEC. 2. Whenever any default shall have been made in the terms or conditions of any such instrument hereinafter made, and the owner or vendor shall desire to cancel or terminate the same, he shall cause a written notice to be served upon the vendee or purchaser, stating that such default has occurred, and that said con-

In case of default of conditions.