

affected, or brought in-question thereby. From the time of the filing of such notice, and from such time only, the pendency of the action shall be notice to purchasers and incumbrancers of the rights and equities of the party filing the same to the premises. When any pleading is amended in such action so as to alter the description of, or to extend the claim against, the premises affected, a new notice may be filed, with like effect. Such notice shall be recorded in the same book and in the same manner in which mortgages are recorded, and may be discharged by an entry to that effect in the margin of the record by the party filing the same, or his attorney, in the presence of the register, or by a writing executed and acknowledged in the manner of a conveyance, whereupon the register shall enter a minute thereof on the margin of such record.

Provided, however, that the filing of such *lis pendens* at the time of filing the complaint and before the commencement of the action shall have no force, effect, or validity against the premises described in said *lis pendens*, unless the filing of the complaint is followed by the service of the summons in the action within ninety days after the filing of the complaint therein.

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

Approved April 23, 1907.

1907 C 333
11 - 309

1907 C 333
115-M - 498
132-NW 094

CHAPTER 333—S. F. No. 192.

An Act to amend section 1997 of the Revised Laws 1905, entitled "Fences and Cattle Guards," relating to the erection and maintenance of woven wire fences along the right-of-way of railroads.

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

Railroad to erect woven wire fence under certain conditions.—Section 1. That section 1997, Revised Laws 1905, be and the same is hereby amended to read as follows:

"1997—Every such company shall build and maintain, on each side of all lines of road owned and operated by it, good and substantial fences, except at stations and depot grounds and other places which the necessary business of the

road or public convenience requires to be open, and except in the platted part of any municipality. Whenever the land of any person lying along the right-of-way of any railroad, is enclosed on three sides by a woven wire fence, such railroad company shall erect and maintain a woven wire fence of like character and quality along the said right-of-way enclosing the remaining side of said land. It shall also build and maintain such fences in such parts of any municipality as may be directed by the governing body thereof upon notice as in case of road crossings. It shall also build and maintain good and sufficient cattle guards at all road crossings and other openings."

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

Approved April 23, 1907.

CHAPTER 334—S. F. No. 201.

An Act providing a fruit breeding farm for the University of the State of Minnesota.

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

\$16,000 appropriated for fruit breeding farm.—Section

1. There is hereby appropriated out of money in the state treasury not otherwise appropriated, the sum of sixteen thousand dollars (\$16,000), or as much thereof as may be necessary, for the purchase of a fruit breeding farm for the state university by the board of regents of the State University as hereinafter provided.

\$2,000 annually appropriated.—Sec. 2. There is hereby annually appropriated out of any money in the state treasury, not otherwise appropriated, the sum of two thousand dollars (\$2,000), for the care and management of said fruit breeding farm.

Regents to select a fruit farm.—Sec. 3. As soon as may be after the passage of this act, the board of regents of the state university shall select a fruit farm which shall meet with the approval of the executive board of the Minnesota state horticultural society as being well adapted for fruit breeding purposes.