

May appoint dairy inspector.—Sec. 2. The council may appoint a competent licensed veterinarian as city dairy inspector for such city, and said dairy inspector shall once a year inspect all dairies and dairy herds kept for the production of milk sold within the limits of such city.

For each inspection he shall be entitled to a fee of 25 cents for each animal inspected, to be paid by the owner of such animal.

The dairy inspector of such city shall be appointed at the first meeting of the city council after the municipal election in such city and shall hold office until his successor is appointed.

Certificate of sanitary condition.—Sec. 3. If the inspector finds that such dairies or dairy herds are in a sanitary and wholesome condition he shall issue to the owner of such dairy or dairy herd a certificate setting forth such facts, which certificate shall be and remain in force for a period of one year after its issuance, and no longer.

Violation a misdemeanor.—Sec. 4. Every person who sells or attempts to sell in such city any milk produced by a dairy or dairy herd without having a certificate to the effect that such dairy or dairy herd has been inspected within the preceding year and is in a sanitary, wholesome and healthy condition, shall be guilty of a misdemeanor.

Approved April 21, 1909.

CHAPTER 355—H. F. No. 166.

An Act to amend section 4442 of the Revised Laws of Minnesota for the year 1905, relating to the giving of notice for the forfeiture of land contracts and providing that said act shall not apply to lands situated in another state or foreign country regardless of the residence of the contracting parties.

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

Not to apply to contracts for lands situated in another state or foreign country.—Section 1. That section 4442 of the Revised Laws, 1905, be amended so as to read as follows:

Section 4442. When default is made in the conditions of any contract for the conveyance of real estate, or any interest therein, whereby the vendor or his successor in interest has a right to terminate the same, he may do so by serving upon the purchaser, his personal representatives, adult heirs or assigns, a notice specifying the conditions in which default has been made, and stating that such contract will terminate thirty days after the service of such notice unless prior thereto the purchaser shall comply with such conditions and pay the costs of service.

Such notice must be given notwithstanding any provisions in the contract to the contrary, and shall be served in the same manner as a summons in the district court.

If the person to be served is not a resident of the state, or cannot be found therein, of which facts the return of the sheriff of the county where the real estate lies that he cannot be found in such county shall be prima facie evidence, service may be made by three weeks' published notice.

If within the time mentioned the person served complies with such conditions and pays the costs of service, the contract shall be thereby reinstated, but otherwise shall terminate.

A copy of the notice, with the proof of service thereof and an affidavit of the vendor or his successor in interest or that of his agent or attorney showing that the purchaser has not complied with the terms of the notice, may be recorded with the register of deeds, and shall be prima facie evidence of the facts therein stated.

Provided, that this act shall not be construed so as to apply to contracts for lands situated in another state or foreign country.

Approved April 22, 1909.

CHAPTER 356—H. F. No. 242.

An Act authorizing appropriations by boards of county commissioners in counties now or hereafter having a population of two hundred and seventy-five thousand (275,000) inhabitants or more, for public improvements in or about navigable lakes.

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

County board may appropriate \$25,000 for public improvements in or about navigable lakes.—Section 1. That whenever there exists, in any organized county in the state of Minnesota now or hereafter having a population of two hundred and seventy-five thousand (275,000) inhabitants or more, a navigable lake, or lakes, which is, or are, wholly or for the greater part thereof within the territory or limits of said county (and which is, or are, not, either wholly or in part, within the corporate limits of any city in said county), the board of county commissioners of said county is hereby authorized and empowered to appropriate each year, from the revenue fund of said county, such sums for public improvements on, in or about said lake or lakes, as in the opinion of said board may be necessary.