

CHAPTER XX.

An Act to Amend Section Fifty-five of Chapter Sixty, of the Compiled Statutes of the State of Minnesota, Relating to Civil Actions.

- SECTION 1.** Amendment to section 55. Provision for publication of summons and complaint.

2. Act, when to take effect.

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

SECTION. 1. That section fifty-five of chapter sixty of the compiled statutes, shall read as follows:

The order must direct the publication to be made in a newspaper printed and published in the county where the action is brought, and if there be no newspaper printed and published in the county, then in the nearest paper printed and published in an adjoining county, if there be one, if not, then in a newspaper printed and published at the seat of government of the State, and for such length of time as may be deemed reasonable, not less than once a week for six weeks. In case of publication, the court or judge must also direct a copy of the summons and complaint to be forthwith deposited in the post office, directed to the defendant at his place of residence, unless it shall appear that such residence is not known to the party making the application. When the publication is ordered, personal service of a copy of the summons and complaint out of the State is equivalent to publication and deposit in the post office; in either case, the service of the summons is to be deemed complete at the expiration of the time prescribed in the order for publication.

Provision for publishing summons and complaint

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

Approved February 15th, 1862.