

SEC. 3. This act shall take effect and be in force on and after the first day of July next.

Approved February 16, 1865.

## CHAPTER XXI.

March 2, 1865

*An Act to protect persons in the Military or Naval service of the United States from civil suits.*

SECTION 1. Soldiers, sailors and all officers below the grade of Brigadier General exempt from service of all civil process.

2. When act to take effect.

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

SECTION 1. All soldiers, sailors and officers, below the grade of brigadier general, who are or may be in the military or naval service of the United States as drafted men or volunteers shall, during such service be exempt from service of all civil process; and the property of such persons, shall, during such service be exempt from execution and attachment, and all actions now pending against such persons shall be continued during the time they so remain in such service: *Provided, however,* That when there are other persons jointly, or jointly and severally liable with such soldier, sailor or officer, an action may be commenced or prosecuted against such other person or persons; and this act shall not exempt any persons from service or suit, who are subsequent incumbrances to the principal defendant in a proceeding to foreclose a mortgage or enforce any other lien against real estate: *And provided further,* That the time during which any person shall be exempt from the service of civil process under

Soldiers and sailors in the United States service exempt from service of all civil process.

Proviso.

the provisions of this act, shall not be computed as any part of the time limited by law for the commencement of an action against such person.

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

Approved March 2, 1865.

## CHAPTER XXII.

### *An Act to amend chapter fifty-nine of the Public Statutes, relating to proceedings in Justices Courts.*

March 2, 1865.

- SECTION 1. All questions raised and exceptions taken to be entered upon the docket—fee.
2. Party making an appeal to serve notice upon the opposite party—what to contain—how served.
  3. When actions may be tried in the District Court.
  4. Appeals—when to be determined.
  5. No appeal shall be allowed until costs are paid.
  6. Repeal of inconsistent acts.
  7. When act to take effect.

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

SECTION 1. Sub-division eleven of section seven of said chapter is hereby amended so as to read as follows :

XI. All questions of law raised by either of the parties to any action or proceeding and the order made by the court thereon, and any exception taken to such order by any party, and all other matters that may be material, and the justice shall be allowed ten cents each for the entry of every such order.

Questions raised and exceptions taken to be entered upon the docket—fee.

SEC. 2. Section one hundred and thirty-six of said chapter is hereby amended by adding thereto the following :

3. The party appealing shall within ten days after