

## CHAPTER LVIII.

*An Act to amend Sections thirty and thirty-one of title three, Chapter sixty-six of the General Statutes.* March 6, 1871.

- SECTION 1. Amendment to Section thirty (30), Title three (3), Chapter sixty-six (66), General Statutes. Infant shall appear by guardian, when plaintiff—in case of incompetency another to be substituted.
2. Amendment to Section thirty-one (31), Title three (3), Chapter sixty-six (66), General Statutes. Infant shall appear by guardian when defendant—by whom appointed.
3. When act to take effect.

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

SECTION 1. That section thirty of title three, chapter sixty-six, of the general statutes be so amended as to read as follows :

Sec. 30. When an infant is a plaintiff he shall appear by his guardian, who shall be appointed by the court in which the action is prosecuted, or by a judge thereof, and shall be a competent and responsible person, resident of this state, and shall file his written consent to such appointment in the office of the clerk of the district court or court of common pleas before the issuing of the summons in such action. Whenever it shall appear to the court or judge that such guardian is not competent or responsible, he may be removed and another substituted, without prejudice to the progress of the action ; and before such guardian shall receive any money or property of such infant, he shall be required by an order of such court or judge, to give a bond with sufficient sureties to be approved by such court or judge, to secure such money or property and account therefor to such infant.

May appear by  
guardian when  
plaintiff—remedy  
for incompetency

SEC. 2. That section thirty-one of said title and chapter be so amended as to read as follows :

Sec. 31. That whenever an infant is a defendant he shall appear by guardian to be appointed by the court in which the action is pending, or the judge thereof, or the

May appear by  
guardian when  
defendant—by  
whom appointed.

proper court commissioner; and such court or judge may make such orders as may be necessary for the protection of the rights of such infant defendant. Such guardian must be a resident of this state and consent in writing to such appointment, which must be filed in the office of the clerk of such court at the time of said appointment.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 6, 1871.

## CHAPTER LIX.

February 17, 1871 *An Act to amend Section twenty-five (25), of Chapter one hundred and seven, of the General Statutes, relating to Grand Juries.*

SECTION 1. Amendment to Section twenty-five (25) of Chapter one hundred and seven (107), General Statutes. Shall appoint a clerk—duties of.

2. When act to take effect.

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

SECTION 1. That section twenty-five (25) of chapter one hundred and seven (107), on page six hundred and thirty-eight of the general statutes of the state of Minnesota, be and is hereby amended so as to read as follows:

SEC. 25. They shall appoint one of their number clerk, who shall preserve the minutes of their proceedings, but shall not preserve a minute of the votes of the individual members, on a presentment or indictment, or of the evidence given before them.

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

Approved February 17, 1871.