

praised by two competent persons to be appointed by the probate court; also, before proceeding to make such appraisal shall take and subscribe an oath to faithfully and honestly appraise said land at its fair cash valuation, which [oath] together with their appraisement shall be filed in the probate court, and no such real estate shall be sold at private sale for less than its full appraised value nor until after such notice of the terms of the sale as said court may direct, shall have been given, nor shall any such sale be made until a bond shall have been filed as provided in section thirty-three in this chapter, nor shall the executor, administrator or guardian become the purchaser at such sale.

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

When act to
take effect.

Approved Feb. 28, 1872.

CHAPTER LXVI.

An Act to amend Section One Hundred and Six, Chapter Sixty-Five, of the General Statutes relating to appeals in Justices Courts.

March 4, 1872.

SECTION 1. Amendment to section 106, chapter 65, of the general statutes.

Section 106. Relating to appeals in justices' courts.

2. When act to take effect.

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

SECTION 1. That section one hundred and six, chapter sixty-five of the general statutes be amended to read as follows:

Sec. 106. Within twenty days after filing the notice of appeal and before the first day of the next term of the district court, the justice shall file in the office of the clerk of the district court wherein he resides a transcript of all the entries made in his docket, together with all the process and

Appeals when
to be filed.

other papers relating to the action, and filed with the justice, and upon the filing of his return the district court shall become possessed of the action and shall proceed therein in the same manner as near as may be as in actions originally commenced in that court except as herein otherwise provided.

When act to
take effect.

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

Approved March 4, 1872.

CHAPTER LXVII.

March 1, 1872.

An Act to amend Section Thirty-Four of Chapter Sixty-Five of the General Statutes relating to adjournments in Justices' Courts.

SECTION 1. Repeal of part of section 34 of chapter 64 of the general statutes.

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

Repeal of part
of section.

SEC. 1. All that part of sec. 34, of chapter 65 of the general statutes relating to adjournments in justice's court, after the word "days" in the 6th line of the section is stricken out.

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

Approved March 1, 1872.