

Exemptions extended to actual resident of state only.

exemptions provided for and embraced in subdivisions six, seven, eight, nine, ten and eleven of section two hundred and seventy-nine, shall extend only to debtors having an actual residence in this state.

When act to take effect.

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

Approved March 5, 1875.

CHAPTER LXV.

AN ACT TO AMEND SECTION ONE OF CHAPTER SIXTY-EIGHT OF THE GENERAL STATUTES, ENTITLED, "HOMESTEAD EXEMPTION."

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

Desertion of husband, homestead to revert to wife or minor children.

SECTION 1. Section one of chapter sixty-eight of the general statutes of this state, entitled "Homestead exemptions," is hereby amended by adding to said section one the following: And whenever a married man shall abscond from the state, or desert his wife or minor children, the wife or minor children may continue to occupy such homestead, with the same right therein as any other owner of a homestead under the laws of this state, and that the same shall not be subject to levy or sale upon attachment, execution, or other final process issued against the said husband, or against the said wife, or against the said husband and wife, provided they shall not have the right to sell or convey said homestead.

When act to take effect.

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

Approved March 5, 1875.

CHAPTER LXVI.

AN ACT TO AMEND SECTION ONE OF CHAPTER SIXTY-EIGHT OF THE GENERAL STATUTES, IN RELATION TO HOMESTEAD EXEMPTIONS.

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

SECTION 1. A homestead consisting of any quantity of land not exceeding eighty acres, and the dwelling house thereon and its appurtenances, to be selected by the owner thereof, and not included in the laid out or platted portion of any incorporated town, city or village, or instead thereof, at the option of the owner, a quantity of land not exceeding in amount one lot, if within the laid out or platted portion of any incorporated town, city or village, having over five thousand inhabitants, or one half acre, if within the laid out or platted portion of any incorporated town, city, or village having less than five thousand inhabitants, and the dwelling house thereon and its appurtenances, owned and occupied by any resident of this state, shall not be subject to attachment, levy, or sale upon execution or any other process issuing out of any court within this state. This section shall be deemed and construed to exempt such homestead in the manner aforesaid, during the time it shall be occupied by the widow or minor child or children of any deceased person who was when living entitled to the benefits of this act.

Quantity of land exempt as a homestead.

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

When act to take effect.

Approved March 9, 1875.

CHAPTER LXVII.

AN ACT TO AMEND SECTION EIGHTY-TWO OF CHAPTER SEVENTY-THREE OF THE GENERAL STATUTES AS AMENDED BY CHAPTER SIXTY-FOUR OF THE GENERAL LAWS OF EIGHTEEN HUNDRED AND SIXTY-SEVEN, RELATING TO EVIDENCE.

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

SECTION 1. Section eighty-two of chapter seventy-three of the general statutes, as amended by chapter sixty-four of the general laws of eighteen hundred and sixty-seven, the same being section three hundred and fifty-seven of chapter forty-one of the statutes at large, is hereby amended so as to read as follows: In actions brought on promissory notes or bills of exchange by the indorsee, the possession of the note or bill is *prima facie* evidence that the same was endorsed by the person by whom it purports to be endorsed, and every written instrument purporting to have been signed or executed by any person, shall be proof that it was so signed or executed, until the person by whom it purports to have been signed or executed

Effect of possession of note sued on as evidence.