

fendant may take a change of venue of said cause to the district court of said Stearns county, upon making demand therefor, and filing, on the return day of the summons, or within ten (10) days thereafter, but before the commencement of the trial of said cause, an affidavit to the effect that he believes said municipal court will not decide impartially in said case. Such demand and affidavit shall be in writing, signed by the defendant or his attorney, and filed with the judge of said court, who shall thereupon, within ten (10) days, transfer and certify said cause, together with all process, pleadings and papers therein, to the district court of said county.

Upon the filing of said demand and affidavit as aforesaid, the jurisdiction of said municipal court in said cause shall cease, and thereupon and thereafter the district court shall have and possess the same jurisdiction of said cause as if originally commenced therein.

Any pleading not filed before said change of venue shall be served thereafter within the time and in the same manner, and be answered by reply or counter claim, or any pleading amended, in all respects as required by the practice in the district courts.

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

Approved April 6, 1891.

CHAPTER 156.

[H. F. No. 561.]

AN ACT TO ESTABLISH AND DEFINE THE BOUNDARIES AND RELATIONS BETWEEN THE CITY OF ORTONVILLE AND THE TOWNSHIP OF ORTONVILLE, AND, TO THAT END, TO MERGE THE TERRITORY WITHIN THE CITY LIMITS OF SAID CITY INTO SAID TOWNSHIP; AND TO REPEAL CHAPTER THREE HUNDRED AND TWO (302) OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-SEVEN (1887), AND TO RE-ENACT SECTION EIGHT (8) OF CHAPTER THIRTY-THREE (33) OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-ONE (1881).

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

SECTION 1. That Chapter three hundred and two (302) of the Special Laws of one thousand eight hundred and eighty-seven (1887), entitled "An act to repeal section eight (8) of Chapter thirty-three (33) of Special Laws of one thousand eight hundred and eighty-one (1881), and to separate the territory comprised within the city limits of the city of Ortonville from the township of Ortonville, Big Stone county, for all corporate purposes," be and the same is hereby repealed.

SEC. 2. That all the territory now comprised within the city limits of said city of Ortonville be and the same is hereby merged in and made a part of the territory of the township of Ortonville, with the

same effect in all respects as if said Chapter three hundred and two (302) of said laws of one thousand eight hundred and eighty-seven (1887) had never been enacted.

SEC. 3. That section eight (8) of Chapter thirty-three (33) of the Special Laws of one thousand eight hundred and eighty-one (1881), entitled "An act to incorporate the city of Ortonville, in the counties of Big Stone and Lac qui Parle," be and the same is hereby re-enacted as if, in this section, fully and at length set forth, and with the same effect in relation to the indebtedness of said township of Ortonville existing on or before the second (2d) day of March one thousand eight hundred and eighty-seven (1887), as if said section eight (8) had never been repealed.

SEC. 4. Nothing in this act contained shall be construed to re-annex to said city any territory excluded therefrom by Chapter thirty-seven (37) of the Special Laws of one thousand eight hundred and eighty-three (1883). All territory then so excluded shall hereafter be, and is hereby declared to have been, ever since such exclusion, part and parcel of said township for all purposes, in all respects as if never included within said city.

SEC. 5. That the ensuing general election, to be held in said town of Ortonville on the tenth (10th) day of March, one thousand eight hundred and ninety-one (1891), shall be held at the usual place of holding elections in the territory comprised within the limits of said city of Ortonville, viz.: at the engine house in said city.

SEC. 6. This act shall be deemed a public act and need not be pleaded or proven in any court in this state.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 24, 1891.

CHAPTER 157.

[S. F. No. 319.]

AN ACT TO AMEND THE CHARTER OF THE CITY OF NEW ULM.

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

SECTION 1. The act entitled "An act to reduce, consolidate and amend the charter of the city of New Ulm, in the county of Brown and state of Minnesota," being Chapter four (4) of the Special Laws of the year one thousand eight hundred and eighty-seven (1887), and approved March first (1st), one thousand eight hundred and eighty-seven (1887), is hereby amended as follows:

SEC. 2. Section seven (7) of chapter three (3) of said charter of said city of New Ulm is hereby amended by striking out the following sentence where it occurs therein, to-wit: "He shall have no vote except in a case of a tie, when he shall cast the deciding vote," and insert in lieu thereof the following: "He shall have the right to vote on all matters and things brought before the council, but shall always vote last."