

## CHAPTER 86.

H. F. No. 351.

Claim and delivery.

*An act to amend section one hundred and thirty-three, title eight, chapter sixty-six of the general statutes of Minnesota of one thousand eight hundred and seventy eight, relating to claims and delivery of personal property.*

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

Amending statutes of 1878, chap. 66, sec. 183

Title to personal property severed from real estate.

SECTION 1. That section one hundred and thirty-three, title eight of chapter sixty-six of the General Statutes of Minnesota for one thousand eight hundred and seventy-eight, be and the same is hereby amended by adding to the end thereof the words following, to-wit: If the subject of the action be personal property which has been severed from real estate, the title thereto may be proven by proving title to the real estate from which such property was severed, and for such purpose the title to the real estate may be tried in such action.

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

Approved April 17, 1893.

## CHAPTER 87.

H. F. No. 341.

Satisfaction of judgments.

*An act to amend section two hundred and eighty-six of chapter sixty-six of the general statutes of one thousand eight hundred and seventy eight, relating to satisfactions of judgments.*

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

Amending statutes of 1878, chap. 66, sec. 288.

Payment into court.

SECTION 1. That section two hundred and eighty-six of chapter sixty-six of the General Statutes of eighteen hundred and seventy-eight be and the same is hereby amended by adding thereto the following:

Provided, that whenever any person, against whom there exists a judgment for the payment of money, or on whose property such a judgment is a lien, files, in the office of the clerk of the court in which such judgment was rendered, an affidavit setting forth the existence of such judgment and that he desires to pay the same and has made diligent effort, but has been unable to find any person having power or authority to satisfy the same, such person may pay the amount due on said judgment to the clerk of the court in which such judgment was entered, and such clerk shall receive such money when tendered in payment of any such judgment, and shall thereupon note satisfaction of such judgment on the judgment docket and on the register of the action in which such judgment was entered, and shall execute under his hand and official seal and deliver to the person paying such judgment a certificate reciting the receipt by him, said clerk,

of such money in satisfaction of such judgment, and that the same is fully paid and satisfied of record. Such clerk shall immediately notify all persons appearing of record to have any interest in or lien on such judgment, including the attorney of record of the original judgment creditor, that he has received the amount due on such judgment and has satisfied the same of record. Such clerk shall, on demand therefor, pay over such money to the person entitled thereto and take his duplicate receipts therefor, one of which said clerk shall retain, and the other he shall file in the action in which such judgment was rendered. Any clerk satisfying a judgment according to the provisions of this act shall be entitled to receive from the person paying the same double the amount of fees now allowed him for entering a satisfaction of judgment.

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

Approved April 17, 1893.

### CHAPTER 88.

H. F. No. 192.

*An act to amend section seven of chapter seventy-six of the general statutes of one thousand eight hundred and seventy eight, relating to the power of district courts over corporations, and the removal of officers thereof.*

Corporations.

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

SECTION 1. That section seven of chapter seventy-six of the General Statutes of 1878 be amended by inserting after the word "Removal" in the fifth subdivision thereof the following: Provided, that in case of the removal of a director or directors, or trustee or trustees, or other officer, the election shall be conducted under and pursuant to the order, direction and control of the court by a disinterested person appointed by the court; and, provided further, that in case of the removal of a majority of the directors or trustees, the court may appoint a person who shall act as temporary receiver of the corporation until a new election shall be held and the newly elected directors or trustees shall have qualified. Said receiver shall give a bond in such amount as the court may require and shall continue the business of the corporation under and pursuant to the order, direction and control of the court. An appeal from an order or judgment removing an officer or trustee shall not operate to stay the effect thereof or proceedings thereunder, but the term of office of any officer, director or trustee so elected to fill any vacancy, or of any receiver so appointed by the court, shall be terminated by a reversal or vacation of said order or judgment by the supreme court.

Amending statutes of 1878, chap. 76, sec. 7.

Power of courts over removal of officers and appointment of receiver.

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

Approved April 18, 1893.