

CHAPTER 278.

S. F. No. 315.

An act entitled "An act to provide for service of summons or process upon non-resident individuals, association or copartnerships, engaging in business in this state.

Summons or process how served on non-residents.

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

SECTION 1. Whenever a cause of action exists or has accrued in favor of a resident of this state against any non-resident, individual, association or copartnership engaged in business in this state, by reason of said business so conducted in this state, service of the summons or other process in the action against such non-resident individuals, association or copartnership upon the manager, superintendent, foreman, agent or representative, of such individual, association or copartnership while in charge of such business in this state, shall be considered personal service upon such individual, association or copartnership.

Upon manager, superintendent, foreman or agent.

SEC. 2. The said summons or any process in any such civil action or proceeding wherein such non-resident individual, association or copartnership is defendant may be served by delivering a copy of such summons or process to the said manager, superintendent, representative, foreman or agent while he is in actual charge of the business out of which said cause of action accrued, in the absence, from this state, of such individual or members of such association or copartnership of which the return of the sheriff of the county in which any such action shall be begun shall be prima facie evidence, and such service so made shall be due and sufficient service upon any such individual, association or copartnership.

Service, how had.

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

Approved April 13, 1901.