

lowed and paid such reasonable sum for his services as shall be fixed by the court, such payment to be made out of the treasury of the state, upon warrant of the state auditor, to be issued upon filing with him duly verified and itemized bills for such services, expenses and fees, such bills having been first audited by the supreme court or one of the justices thereof.

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

Approved March 16, 1901.

S. F. No. 182.

CHAPTER 63.

Amendment.
Summons in
civil action.

An act to amend section five thousand two hundred and five (5205) of the General Statutes of 1894, relating to the service of summons in civil actions.

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

Publication.

SECTION 1. That section five thousand two hundred and five (5205) of the General Statutes of 1894, be amended so as to read as follows:

Section 5205. Publication, how made.

The publication shall be made in a newspaper printed and published in the county where the action is brought, and if there is no such newspaper in the county, then in a newspaper printed and published in an adjoining county, and if there is no such newspaper in an adjoining county, then in a newspaper printed and published at the capital of the state once in each week for six consecutive weeks, and the service of the summons shall be deemed complete at the expiration of the time prescribed for publication, as aforesaid.

Personal
service.

Provided, that personal service of the summons without the state shall have the same force and effect as the service by publication herein provided for. Such service shall be made in the same manner as if served within the state, and proof of such service shall be made by the affidavit of the person serving the same, stating the time place and manner of service, which affidavit may be taken before the clerk of any court of record or a notary public or other officer having a seal authorized to take acknowledgments in the state where such service was made.

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

Approved March 16, 1901.