

be taken within six (6) months after the passage of this act, and *provided further*, that this act shall not apply to any corporation the charter of which has been declared forfeited by the final judgment of any court of competent jurisdiction in this state.

Approved March 28, 1911.

1911 C 59
115-M - 182
131-NW 1079

CHAPTER 59—H. F. No. 26.

C 59
110-M - 185
137-NW 738
R L § 336

An Act to amend Section 336 of the Revised Laws, 1905, relating to contesting state and municipal elections.

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

Notices to be served as court may direct.—Section 1. That section 336, Revised Laws 1905, be amended that when so amended said section shall read as follows:

Section 336. Contesting state and municipal elections—**Notices—Trial**—Any voter may contest the election of any person for or against whom he had the right to vote, who is declared elected to a state, county, or municipal office, or the declared result upon a constitutional amendment or other question submitted to popular vote, by proceeding as follows: He shall file with the clerk of the district court of the county of his residence, within ten days after the canvass is completed, a notice of appeal to such court, specifying the points upon which the contest will be made, and cause a copy thereof to be served upon the contestee when the contest relates to the election of an officer, upon the secretary of state when it is a matter submitted to popular vote which affects the entire state, or any subdivision thereof larger than a county, upon the auditor when it affects a single county, and in all other cases upon the municipality affected. In case of a contest as to a state office, the notice may be filed in any district court of the state, but the place of trial may be changed as in civil actions. When the contestee desires to offer testimony on points not specified in contestant's notice, he shall file and serve on the contestant notice thereof, specifying such additional points. Such notices shall be treated as the pleadings in the case, and may be amended in the discretion of the court. All notices provided for herein shall be served in such manner and within such times as the court may by order direct, and the testimony shall be taken, and the matter tried and determined, in the same manner as such actions are tried by the court, at a general or special term, if any, occurring within thirty days after such canvass. When no term is already fixed, the judge shall seasonably appoint a special term to be held within such time.

Approved March 28, 1911.