

same are hereby declared to be legal and valid and the records of such conveyances heretofore actually recorded and if not recorded, that the register of deeds is hereby authorized to record the same on or before September 1, 1921 in the office of the register of deeds of the proper county, shall be in all respects valid and legal; such conveyances and the records thereof shall have the same force and effect in all respects as conveyances of title and for the purpose of notice, evidence or otherwise, as may be provided by law in regard to conveyance and their records in other cases. Provided, that the provisions of this act shall not apply to any action or proceeding now pending in any of the courts of this state,

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

Approved April 15, 1921.

CHAPTER 302—H. F. No. 395.

An act to amend Sections 176, 183 and 184 of the General Statutes of Minnesota for the year 1913 as amended by Chapter 93 of Session Laws of Minnesota for 1915, and all acts amendatory thereof, relating to the manner, time and place of holding terms of district court in the eleventh judicial district of Minnesota, the jurisdiction thereof, and the change of venue therein.

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

Section 1. That Section 176 of the General Statutes of Minnesota for the year 1913 as amended by Section 1 Chapter 93 of the Laws of Minnesota for 1915, be amended so as to read when amended as follows:

"Section 176. Eleventh Judicial District—St. Louis County—General Terms—Jurisdiction. Production of Records.

In addition to the general terms of the district court held at the county seat of St. Louis county as now provided by law, general terms of the district court for the county of St. Louis are hereby established, to be held in the city of Virginia, in said county, on the first Tuesday in April, on the first Tuesday in September, and on the first Tuesday in December, in each year, and in the village of Hibbing, in said county, on the first Tuesday in February, on the first Tuesday in June, and on the fourth Tuesday in October in each year, and at the city of Ely, in said county on the second Tuesday in January and on the second Tuesday in July in each year, for the trial, hearing and determination of all actions civil and criminal; with the same force and effect as though held at the county seat of said county; and all proceedings of whatsoever kind, that can be heard and determined in the district court of this state, may be tried, heard and determined at the said city of Virginia, the

said village of Hibbing, or the said city of Ely with the same force and effect as though held and determined at the county seat of said county.

Provided, that all proceedings for the registration of title to real estate shall be tried at the county seat of said county as now provided by law.

Provided, further, that all other actions *to determine* title to real estate shall be tried at the county seat of said county, except that by written consent of all the parties thereto any such action may be tried at the said city of Virginia or village of Hibbing, or city of Ely.

Provided, further, that no officer having in his custody any of the public records of St. Louis County shall be required to produce any of said records at the trial of any action herein provided for, save on an order of said court providing for the immediate return of any such records to the proper office."

Sec. 2. That Section 183 of the General Statutes of Minnesota for 1913, be amended so as to read when amended as follows:

"Section 183. Same place of trial of civil actions—Residence of corporations.

All civil actions brought in the district court of said county against any person or persons, *firm or corporation* residing in said county, shall be tried, *heard and determined* at the place of holding regular or adjourned terms of said district court which is nearest, *by the usual route of travel*, to the residence of said *defendant or defendants*, or the majority thereof, unless the place of trial shall be waived by the *said* defendant or defendants; and for the purpose of determining the place of residence of *domestic corporations*, (a corporation,) *such a corporation shall be considered as residing at any place where it has an office,, resident agent or business place; provided, that if none of the parties shall reside or be found in the state, or the defendant be a foreign corporation, the action shall be begun and tried in the place designated in the summons."*

Sec. 3.—That Section 184 of the General Statutes of Minnesota for 1913, as Amended by Section 6 Chapter 93 of the Session Laws of Minnesota for 1915, be amended so as to read when so amended as follows:

"Section 184. Summons—Place of trial—How determined—Change of venue by order of court.

Any party wishing to have any civil cause commenced by him in said Court, tried in said city of Virginia, shall in the summons issued therein, in addition to the usual provisions, print, stamp or write thereon the words "to be tried at the city of Virginia", and any party wishing any civil cause commenced by him in said Court tried at the Village of Hibbing, shall in the summons issued therein, in addition to the usual provisions, print, stamp or write thereon the words, "to be tried at the village of Hibbing," and any party wish-

ing any civil cause commenced by him in said Court tried at the city of Ely, shall in the summons issued therein, in addition to the usual provisions, print, stamp or write thereon the words, "to be tried at the City of Ely"; and in all cases where any summons contains any such specifications, the case shall be tried at said City of Virginia or the Village of Hübbling or City of Ely, as the case may be, unless the defendant shall have the place of trial fixed in the manner hereinafter set out.

If the place of trial designated is not the proper place of trial, as specified in this act, the cause shall nevertheless be tried in such place, unless the defendant, in his answer in addition to the other allegations of defense, shall plead the location of his residence, and demand that such action be tried at the place of holding said court nearest his residence as herein provided; and in any case where the answer of the defendant pleads such place of residence and makes such demand of place of trial, the plaintiff in his reply, may admit or deny such allegations of residence, and if such allegations or residence be not expressly denied, such case shall be tried at the place so demanded by the defendant, and if the allegations of residence be so denied, then the place of trial shall be determined by the Court on motion.

If there are several defendants, residing at different places in said county, the trial shall be at the place which the majority of such defendants unite in demanding, or if the numbers are equal, at the place nearest the residence of the majority.

Provided, that the venue of any such action may be changed from any one of said places to any other, by order of the Court, in the following cases;

1. *Upon written consent of the parties;*
2. *When it is made to appear, on motion, that any party has been made a defendant for the purpose of preventing a change of venue as provided in this section;*
3. *When an impartial trial cannot be had in the place where the action is pending; or*
4. *When the convenience of witnesses and the ends of justice would be promoted by the change.*

Application for such change under sub-divisions 2, 3, or 4, shall be made by motion which shall be returnable and heard at the place of commencement of the action."

Sec. 4. All laws inconsistent herewith are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 15, 1921.