

CHAPTER 242—S. F. No. 101.

An act relating to the taxation of additional costs in District Court upon change of venue in certain cases.

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

Section 1. Additional costs on change of venue.—Whenever service of summons is made upon a defendant within a county of which he is an actual resident at the time of such service, and the place of trial of such action is thereafter changed to such county in the manner provided by Section 7722, General Statutes of 1913, or whenever service of summons is made upon a defendant in a county of which he is not a resident, and the place of such trial is in like manner changed to a county of which the defendant has been an actual resident for more than one year immediately preceding such service, which fact shall be set forth in defendant's affidavit for change of venue, the plaintiff shall forthwith in either case, pay to each defendant demanding such change of venue the sum of Ten Dollars as additional costs.

No judgment shall be entered by plaintiff in any cause, the venue of which has been changed as aforesaid, until the plaintiff shall have filed with the clerk of court a receipt for, or a waiver of, such sum by all of the defendants who demanded such change of venue, or their respective attorneys. Such sums if not paid by plaintiff, or waived by defendant, may be taxed against plaintiff by defendant as other costs if defendant prevails, or deducted from plaintiff's judgment, if plaintiff prevails. Provided, that the provisions of this act shall not apply to causes where there are several defendants residing in different counties, or an even number of defendants, and the place or trial is determined by joinder of demands or nearness to the county seat and not by actual residence of the defendants as of right.

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

Approved April 17, 1925.

CHAPTER 243—S. F. No. 1106.

An act authorizing any county in this state now or hereafter having four hundred thousand (400,000) inhabitants or over to issue bonds for the purpose of enlarging and improving and providing additional grounds and buildings for its county sanatorium established and maintained for the treatment and care of persons affected with tuberculosis.

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