

CHAPTER XXXV.

An Act to Repeal Section Twenty of Chapter One Hundred and Fourteen of Revised Statutes, being Section Twenty of Chapter One Hundred and Three of the Public Statutes, Relating to Witnesses in Criminal Cases.

SECTION 1. Repeal of former Act.
2. Act when to take effect.

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

SECTION 1. That section twenty of chapter one hundred and fourteen of the revised statutes, being section ^{Repeal of former acts} twenty of chapter one hundred and three of the public statutes be and the same is hereby repealed.

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

Approved February 15th, A. D. 1861.

CHAPTER XXXVI.

An Act to Amend Section Fifty-One of Chapter Eighty-Four of the Public Statutes, Relating to Witnesses.

SECTION 1. Amendment to chapter eighty-four, section fifty-one of public statutes—when party to an action not allowed to testify.

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

SECTION 1. That section fifty-one (51) of chapter eighty-four (84) on page six hundred and eighty-one

(681) of the public statutes, be amended by adding thereto the following words:

When party to
an action not al-
lowed to testify

Provided, That where one of the original parties to the contract or cause of action in issue and on trial, is dead, or is shown to the court to be insane, the other party shall not be admitted to testify in his own favor, and where an executor or administrator is a party, the other party shall not be admitted to testify in his own favor, except as to such acts and contracts as have been done or made since the probate of the will or the appointment of the administrator.

Approved March 8th, A. D. 1861.

CHAPTER XXXVII.

An Act to Amend Section Eighty-Eight (88) of Chapter Fifty-Nine (59) of the Public Statutes of Minnesota, being Section Seventy-Four (74) of Chapter Sixty-Nine (69) of the Revised Statutes.

SECTION 1. Every judgment from the time of filing of the transcript shall have the same lien on real estate as a judgment of the district court.

2. Act, when to take effect.

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

SECTION 1. That section eighty-eight (88) of chapter fifty-nine (59) of the Public Statutes of Minnesota be amended so as to read as follows:

Every judgment
to have lien on
real estate

SEC. 88. Every such judgment from the time of such filing of the transcript thereof shall have the same lien on the real estate of the defendant in the county, as a judgment of the district court of the same county, shall be equally under the control of the district court, and shall be carried into execution in the same manner and with like effect as the judgment of such district court; and upon filing with the clerk of the district court of any other county, a transcript of the original docket of a justice's judgment in the District court of that county, the