

transpired at the trial, as may be presented by affidavit on behalf of the parties to the action with like effect in all respects as if such bill was allowed or case settled by the judge or referee who tried the cause. The case or bill being examined and found or made conformable to the truth shall be allowed and signed by the judge, referee or other officer acting instead of such judge or referee as provided herein.

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

When act to take effect.

Approved February 28, 1870.

CHAPTER LXXV.

An Act to amend Chapter One Hundred and Thirteen of the General Statutes, relating to changes of venue in criminal cases.

Feb'y 24, 1870.

- SECTION 1. Amendment to Section One (1) of Chapter One Hundred and Thirteen (113) of the General Statutes. Criminal cases where tried, and when removed.
2. Amendment to Section Two (2) of Chapter One Hundred and Thirteen (113) of the General Statutes. Proceedings when venue is changed to another county.
3. When act to take effect.

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

SECTION 1. Section one of chapter one hundred and thirteen of the general statutes of the state of Minnesota, relative to the change of venue in criminal cases, is hereby amended so as to read as follows:

Section 1. All criminal causes shall be tried in the county where the offense was committed, except where otherwise provided by law, unless it appears to the satisfaction of the court by affidavit that a fair and impartial trial can not be had in such county, in which case the court before whom the cause is pending, if the offense

Criminal cases where tried and when removed.

charged in the indictment is punishable with death or imprisonment in the state prison, may direct the person accused to be tried in some other county in the same or any other judicial district in the state, where a fair and impartial trial can be had; but the party accused is entitled to a change of venue but once and no more.

SEC. 2. Section two of said chapter is hereby amended so as to read as follows:

Sec. 2. When the venue is changed to another county in a criminal case the trial shall be conducted in all respects as if the indictment had been found in the county to which the venue is changed, and the cost accruing from a change of venue shall be paid by the county in which the offense was committed.

Proceeding when venue is changed.

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

When act to take effect.

Approved February 24, 1870.

CHAPTER LXXVI.

An Act to amend Chapter One Hundred and Seventeen, of the Statutes of Minnesota, relating to appeals and writs of error in criminal cases.

March 8, 1870.

SECTION 1. Amendment to Chapter One Hundred and Seventeen (117) of the General Statutes, by adding the following:

11. When proceedings of trial upon indictment may be stayed.
 12. Other causes depending upon the same question may be stayed in like manner.
 13. The two foregoing Sections applicable to pending causes.
2. Amendment to Section One (1) of Chapter One Hundred and Seventeen (117) of the General Statutes. Writs of error may issue out of the Supreme Court.
 3. Amendment to Section Six (6) of same Chapter. Exceptions may be taken to judgment or decision of the Court.
 4. When act to take effect.