

CHAPTER LXXIII.

An Act to amend Section one hundred and eight, of Chapter sixty-five, of the General Statutes, relating to Courts of Justices of the Peace. February 27, 1871

- SECTION 1. Amendment to Section one hundred and eight (108), Chapter sixty-five (65), General Statutes. Appellant to cause appeal to be entered—penalty for default.
2. When act to take effect.

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

SECTION 1. Section one hundred and eight of chapter sixty-five of the general statutes be so amended as to read as follows:

Sec. 108. The appellant shall cause an entry of the appeal to be made by the clerk of the district court upon the calendar of actions for trial on or before the second day of the term unless otherwise ordered by said court, and the plaintiff in the court below shall be plaintiff in said district court. And if the appellant fails or neglects to enter the appeal as aforesaid, the appellee may have the same entered at any time during that or some succeeding term, and the judgment of the court below shall be entered against the appellant for the same with interest and the costs of both courts, provided that it shall not be necessary for either party to notice the appeal for trial, nor file a note of issue with the clerk.

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

Approved February 27, 1871.