

Proceedings by
assignee to
close his trust.

fully accounted for and turned over to the assignee or assignees appointed by the judge all the trust estate, and made full report of all his doings, and complied with all orders of the judge touching such estate; and also, whenever an assignee has fully completed his trust, he may, by the order of the judge, be fully discharged from all further duties, liabilities and responsibilities connected with the trust. In either case he shall give notice by publication in some newspaper of the county, if there be one printed and published therein, if not, in a newspaper printed at the capitol of the State, once in each week for at least three (3) weeks, that he will apply to such judge for such discharge at a time and place to be stated in such notice, which time shall be not more than three (3) weeks after the last publication of the notice. If upon the hearing the judge shall be satisfied that the assignee is entitled to be discharged, he shall make an order accordingly. or if, in the opinion of the judge, anything remains to be done by such assignee, he may require the performance thereof before making such order. Such order shall have the effect of discharging the assignee and his sureties from all further responsibility in respect to the trust; and such order shall not be refused on account of any failure on the part of the assignee to comply with the formal provision of law where no loss or damage to any one shall have occurred through such failure. Whenever the trust estate shall have been taken out of the hands of the assignee by proceedings in bankruptcy in the federal court, the assignee may in like manner be discharged upon showing that he has fully accounted with the assignee in bankruptcy, and turned over to him the whole of the trust estate.

When act to
take effect.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved February 14, 1877.

CHAPTER 68.

AN ACT, TO AMEND SECTION FORTY (40) OF CHAPTER SIXTY SIX (66) OF THE GENERAL STATUTES, AS AMENDED BY CHAPTER FORTY-EIGHT (48) OF GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876), RELATING TO CIVIL ACTIONS.

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

SECTION 1. That section forty (40) of chapter sixty-six (66) of the General Statutes, be and the same are hereby amended so as to read as follows:

Sec. 40. In all other cases, except when the State of Minnesota is plaintiff, the action shall be tried in the county in which the defendants, or any of them, shall reside at the commencement of the action; or if none of the parties shall reside, or be found in the State, or the defendant be a foreign corporation, the same may be tried in any county which the plaintiff shall designate in his complaint, subject, however, to the power of the court to change the place of trial, in the cases provided by law. If the county designated for that purpose in the complaint be not the proper county, the action may, notwithstanding, be tried therein, unless the defendant before the time for answering expires, demand in writing that the trial be had in the proper county, and the place of trial shall be thereupon changed to the proper county, by the order of the court, unless the parties consent thereto.

Actions—when triable.

Provided, that in an action for the claim and delivery of personal property wrongfully taken, the action may be brought and maintained in the county where the wrongful taking occurred, or where the plaintiff resides. *Provided*, that the place where any corporation existing under the laws of this State has its principal office and place of business shall be held to be the place of the residence of such corporation within the meaning of this act.

Actions for claim and delivery.

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

When act to take effect.

Approved February 14, 1877.

CHAPTER 69.

AN ACT TO AMEND SECTION ONE (1) OF CHAPTER TWENTY-TWO (22) OF THE GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876), RELATING TO TOWN INSURANCE COMPANIES.

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

SECTION 1. That section one (1) of chapter twenty-two (22) of the General Laws of one thousand eight hundred and seventy-six (1876), the same being an act to amend section one (1) of chapter eighty-three (83) of the General Laws of one thousand eight hundred and seventy-five (1875), be and is hereby amended so as to read as follows:

Sec. 1. It shall be lawful for any number of persons, not less than twenty-five (25), residing in adjoining towns in Houston, Goodhue, Dakota, Fillmore, Steele, Brown, Sibley,

Town insurance companies may be organized—where.