

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.

Freeborn, Wright, Chisago, Pine, Kanabec, Dodge, Rice, Chippewa, Swift, Olmsted, Pope, Washington, Meeker, Kandiyohi, and the seventh (7th) senatorial district of Winona county, who collectively shall own property of not less than twenty-five thousand dollars (\$25,000) in value, which they desire to have insured, to form themselves into a company for mutual insurance against loss or damage by fire or lightning, which corporation may sue or be sued, contract or be contracted with, plead and be impleaded in any court of law or equity within the State, and it shall possess the usual duties of corporations and the corporate name thereof shall embrace the name of the town in which the business office of said company shall be located.

When act to take effect.

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

Approved March 5, 1877.

CHAPTER 70.

AN ACT TO AMEND SECTION SIX (6) OF CHAPTER ONE HUNDRED AND EIGHTEEN (118) OF THE SESSION LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX (1876), RELATING TO LIMITED DIVORCE.

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

Chapter 118, Laws of 1876, amended.

SECTION 1. That section six (6) of chapter one hundred and eighteen (118) of the Session Laws of the year one thousand eight hundred and seventy-six (1876), be and the same is hereby amended so as to read as follows:

By decree, may give wife control of her separate property.

Sec. 6. Upon decreeing a separation in any such suit, the court may make such further decree as the nature and circumstances of the case may require, and may make such order and decree for the suitable support and maintenance of the wife and her children, or any of them, by the husband, or out of his property, as may appear just and proper, and may by such decree give the wife absolute control of her separate property, with power of alienation.

When act to take effect.

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

Approved March 3, 1877.