

CHAPTER 16.

AN ACT TO AMEND SECTION THIRTY-EIGHT (38) OF CHAPTER NINETEEN (19), OF THE GENERAL STATUTES AS AMENDED BY SECTION TWO (2) OF CHAPTER FIFTY THREE (53), OF THE GENERAL LAWS OF EIGHTEEN HUNDRED AND SEVENTY-FOUR' (1874).

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

Chapter 53 general laws of 1874 amended.

Relating to Polk county.

SECTION 1. That section thirty-eight (38,) of chapter nineteen, (19), of the General Statutes as amended by section two (2), of chapter fifty three (53), of the General Laws of eighteen hundred and seventy four, (1874), be and the same is hereby amended by adding to the second revise thereof, the words "Polk county," except that portion of territory organized as the town of Fossum, and by inserting in the third proviso thereof, after the words "forty first," the words, except Polk county.

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

Approved March 11, 1878.

CHAPTER 17.

AN ACT TO AMEND SECTION SIXTEEN (16), OF CHAPTER FORTY-NINE (49), OF THE GENERAL STATUTES OF THE YEAR ONE THOUSAND EIGHT HUNDRED AND SIXTY-SIX (1866,) RELATING TO PROBATE COURTS.

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

Chapter 49 of general statutes amended.

Relating to appeals in probate court.

SECTION 1. That section sixteen (16), of chapter forty-nine (49), of the General Statutes of this State relating to probate courts, be amended by adding at the end thereof, the following proviso:

Provided, That such appeal shall suspend the operation of the order or judgment appealed from, and stay proceedings thereon until such appeal is determined or the district court to which such appeal is taken, shall otherwise order the district court in which such appeal may be pending, shall have power, in the exercise of a sound discretion, or upon good cause shown to require the appellant to give such fur-

ther bonds with surety, or such further security to be filed or deposited with the clerk of such district court, for the payment of damages in consequence of such suspension or stay, which may be awarded against such appellant, in case he fail to obtain a reversal of the order or judgment so appealed from, as such district court may deem proper under the circumstances.

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

Approved March 11, 1878.

CHAPTER 18.

AN ACT TO AMEND SECTION NINETY-EIGHT (98), TITLE, THREE (3), CHAPTER EIGHT (8), GENERAL STATUTES ONE THOUSAND EIGHT HUNDRED AND SIXTY-SIX (1866) AS AMENDED BY SECTION ONE (1), CHAPTER TEN (10), GENERAL LAWS ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN (1877), RELATING TO COUNTY COMMISSIONERS.

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

Chapter 8 general statutes amended.

Chapter 10 general laws of 1877 amended.

Relating to jurors.

SECTION 1. That section ninety-eight (98), title three (3), chapter eight (8), General Statutes one thousand eight hundred and sixty-six (1866), as amended by section one (1), chapter ten (10), General Laws, one thousand eight hundred and seventy-seven (1877), be, and the same is hereby amended, by adding thereto the following additional proviso, *And provided further:* That in counties having two or more terms of court in one year, after the first term of said court, the clerk of the court shall retire from the original list, the names of all persons who have served at said term and notify the county commissioners thereof, and it shall be the duty of the county commissioners at their next session after said term, to select new names, equal in number to those retired, and the said clerk shall add the names so selected to the original list.

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

Approved March 11, 1878.