

eight (8) legal voters who are freeholders and residents of the town within two (2) miles of the road to be laid out, altered or discontinued. Said petition shall set forth in writing a description of the road and what part thereof is to be altered or discontinued, and, if for a new road, the names of the owners of the land, if known, over which the road is to pass, the point at which it is to commence, its general course, and the point where it is to terminate.

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

Approved March 4, 1885.

CHAPTER 30.

AN ACT TO AMEND SECTIONS ONE (1), THIRTY-SEVEN (37) AND FORTY-FIVE (45) OF CHAPTER ONE (1), GENERAL STATUTES ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO ELECTIONS.

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

SECTION 1. That section one (1), chapter one (1), general statutes one thousand eight hundred and seventy-eight, (1878) be and is hereby amended so as to read as follows:

Section 1. On the first Tuesday after the first Monday of November in each even numbered year an election shall be held in the several election districts of the state, which shall be known as the biennial election, and the several state and county officers, judges of the supreme and district courts, members of the legislature and representatives in congress of the United States shall be elected at the biennial election next preceding the expiration of the term of each of the said officers respectively. And on a year when a president and vice president of the United States are to be chosen, a number of electors of president and vice president of the United States equal to the number of senators and representatives to which this state is entitled in the congress of the United States shall be elected at said election.

SEC. 2. That the proviso at the end of section thirty-seven (37) of said chapter be amended by striking out the word "annual" where it occurs therein and inserting in lieu thereof the word "biennial."

When act to take effect.

Biennial election—what officers to be elected.

Change from annual to biennial.

SEC. 3. That section forty-five (45) of said chapter be amended so as to read as follows:

Sec. 45. The regular term of office of all state and county officers shall commence on the first Monday in January next succeeding their election, except as otherwise provided by law. When term of office to commence.

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

Approved February 27, 1885.

CHAPTER 31.

AN ACT TO AMEND SECTION EIGHTEEN (18) OF CHAPTER SIXTY-SEVEN (67) OF THE GENERAL STATUTES ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), IN RELATION TO PAYMENT OF COSTS IN THE SUPREME COURT.

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

SECTION 1. That section eighteen (18) of chapter sixty-seven (67) of the general statutes eighteen hundred and seventy-eight (1878) be amended by adding thereto and in continuation thereof the following: And in all cases, except where it is otherwise ordered by the supreme court, the costs and disbursements provided in this and the two next preceding sections, together with the fees and charges of the clerk of the supreme court, shall be paid by the adverse and losing party, before any *remittitur* of the case shall be made or had, and as a condition precedent to any further proceedings in the cause by the adverse or losing party in the district court, or court below. By whom costs and disbursements paid.

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

Approved March 9, 1885.