

SEC. 3. Section thirty (30) of the said chapter one hundred and forty-eight (148) general laws eighteen hundred and eighty-seven (1887), is hereby amended and changed to read as follows:

Transfer of
surplus
moneys.

"Section 30. The board of trustees may by an unanimous vote of all the trustees transfer any surplus moneys either from the 'soldiers' home fund' to the 'soldiers' relief fund,' or from the 'soldiers' relief fund' to the 'soldiers' home fund,' when in their judgment such transfer will better enable them to enforce the spirit and intent of this act."

When act to
take effect.

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

Approved April 2, 1889.

CHAPTER 203.

[H. F. No. 563.]

AN ACT TO AMEND SECTION ONE HUNDRED AND NINETY-EIGHT (198) OF CHAPTER SIXTY-SIX (66) OF THE GENERAL STATUTES EIGHTEEN HUNDRED AND SEVENTY-EIGHT (1878), AS AMENDED BY CHAPAER FIFTY-FIVE (55) OF THE GENERAL LAWS OF EIGHTEEN HUNDRED AND EIGHTY-ONE (1881), RELATING TO GARNISHMENTS.

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

Discharge of
garnishment,
on defendant
giving bond.

SECTION 1. That section one hundred and ninety-eight (198), of chapter sixty-six (66), of the general statutes eighteen hundred and seventy-eight (1878), as amended by chapter fifty-five (55) of the general laws of eighteen hundred and eighty-one (1881), be and the same is hereby amended so as to read as follows:

Section 198. *Discharge of garnishment, on defendant giving bond.* A defendant, when property, money or effects has been garnisheed, may, at any time, execute to the plaintiff a bond, in double the amount claimed in the complaint, with two or more sureties, who shall justify and be approved by the judge of the district court or court commissioner of the county in which garnishee proceedings were instituted, and if in justice court by such justice, and if in municipal court by a judge of said court, conditioned that if the plaintiff recover judgment in the action, he will pay such judgment, or an amount thereon equal to the value of the money, property or effects so garnisheed. And the officer approving such bond shall make an order discharging such garnishment, and releas-

ing such money, property or effects therefrom, upon filing such bond with the court in which the garnishee proceedings were instituted, and serving upon the garnishee a copy of the order discharging such proceedings. The defendant shall have the same power to receive or collect the money, property and effects so garnisheed, in the same manner as if such garnishee proceedings had never been instituted. All of the provisions of this title shall apply to all actions in which the defendant has or shall recover a judgment against the plaintiff, and all actions in which a counter-claim is interposed in the answer of the defendant, which counter-claim exceeds in amount the amount admitted to be due in said answer, and in all such cases the defendant may institute proceedings under this title, and conduct them to a determination with like force and effect and in like manner as if he was a plaintiff, and in such cases the word "plaintiff", wherever it is used in this title, shall be considered to mean "defendant", and the word "complaint", shall be considered to mean "answer".

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

When act to
take effect.

Approved March 23, 1889.

CHAPTER 204.

[H. F. No. 689.]

AN ACT TO FIX THE AMOUNT OF WAGES OF LABORERS EXEMPT FROM PROCESS OF ATTACHMENTS, GARNISHMENTS OR EXECUTION.

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

SECTION 1. The wages of any person or of the minor children of any person in any sum not exceeding twenty-five (25) dollars due for any services rendered by any such person or the minor children of any such person for any other person during thirty (30) days preceding the issue of any process of attachment, garnishment or execution in any action against any such person or persons shall be exempt from such process.

Exemptions
from
garnishment.

SEC. 2. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its passage.

When act to
take effect.

Approved April 16, 1889.