THE

GENERAL STATUTES

OF THE

STATE OF MINNESOTA:

REVISED BY. COMMISSIONERS APPOINTED UNDER AN ACT APPROVED FEBRUARY 17, 1863, AND
ACTS SUBSEQUENT THERETO, AMENDED BY THE LEGISLATURE,
AND PASSED AT THE SESSION OF 1866.

TO WHICH

THE CONSTITUTION OF THE UNITED STATES, THE ORGANIC ACT, THE
ACT AUTHORIZING A STATE GOVERNMENT, AND THE
CONSTITUTION OF THE STATE OF MINNESOTA,

ARE PREFIXED;

AND A LIST OF ACTS PREVIOUSLY REPEALED,

A GLOSSARY, AND INDEX, ARE ADDED.

Edited and Published under the authority of Chapters 15 and 16 of
the Laws of 1866.

ST. PAUL.

PUBLISHED BY DAVIDSON & HALL,

STATE PRINTERS, 170 THIRD STREET.

1872.

CHAPTER CXXI.

OF THE GENERAL STATUTES AND THEIR EFFECT.

General statutes, how cited. SECTION 1. This act shall not in any citation or enumeration of the statutes be reckoned as one of the acts of the present year, but may be designated as the General Statutes, adding when necessary the number of the chapter and section.

Shall take effect, when. SEC. 2. The General Statutes aforesaid shall take effect and go into operation from and after the thirty-first day of July, in the year eighteen hundred and sixty-six.

Repeal not to revive former laws SEC. 3. The repeal of the acts and resolves, and parts of acts and resolves, revised and re-enacted herein, or repugnant to the provisions hereof, shall not revive any law heretofore repealed or superseded, nor any office heretofore abolished.

Not to affect acts done, rights accrued, &c. SEC. 4. It shall not affect any act done, or any right accruing, accrued or established, or any proceedings, doings or acts, ratified or confirmed, or any action or proceeding had or commenced in a civil cause, before the repeal takes effect, but the proceedings thereon, shall, when necessary, conform to the provisions of the General Statutes.

Nor penalties or forfeitures, except, &c. SEC. 5. It shall not affect any penalty or forfeiture incurred before it takes effect, under any of the laws repealed, except that where a punishment, penalty or forfeiture is mitigated by the provisions of the General Statutes, such provisions may be extended and applied to any judgment pronounced after said repeal.

Nor actions pending, &c. SEC. 6. It shall not affect any action or prosecution pending at the time of the repeal, for an offense committed, or for the recovery of a penalty or forfeiture incurred, under any of the acts repealed, except that the proceedings therein shall, when necessary, conform to the provisions of the General Statutes.

Period of limitation to continue to run. SEC. 7. When a limitation or period of time prescribed in any of the acts repealed, for acquiring a right, or barring a remedy or any other purpose, has begun to run, and the same or similar limitation is prescribed in the General Statutes, the time of limitation shall continue to run, and shall have like effect, as if the whole period had begun and ended under the operation of the General Statutes.

Tenure of offices preserved. SEC. 8. All persons who at the time when said repeal takes effect, hold any office under any of the acts repealed, shall continue to hold the same according to the tenure thereof, except those offices which have been abolished, and those as to which a different provision is made by the General Statutes.

General statutes to be construed as continuation of former laws. SEC. 9. The provisions of the General Statutes so far as they are the same as those of existing laws, shall be construed as a continuation of such laws, and not as new enactments, and references in laws not repealed to provisions of laws incorporated into the General Statutes, and repealed, shall be construed as applying to the same provisions so incorporated.