

Statutes  
1878

THE  
GENERAL STATUTES  
OF THE  
STATE OF MINNESOTA,

As Amended by Subsequent Legislation.

PREPARED BY  
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FOURTH EDITION.

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WITH SUPPLEMENTS,  
CONTAINING ALL THE GENERAL LAWS IN FORCE UP TO THE END OF  
THE LEGISLATIVE SESSION OF 1883.

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CHAPTER CXV.

CRIMINAL CALENDAR.

SECTION.

- 1. Clerk to prepare calendar of indictments.
- 2. Order of disposal of issues on calendar.

SECTION.

- 3. Time allowed defendant to prepare for trial.
- 4. Clerk to keep register of criminal actions.

§ 1. **Calendar to be made—contents.** The clerk shall prepare a calendar of the indictments pending to be tried at the term, enumerating them according to the date of filing the indictment, and specifying, opposite to the title of each section, whether it is for a felony or a misdemeanor, and whether the defendant is in custody or on bail; and shall, in like manner, enter therein all indictments found during the term, and on which issues of fact or law are joined.

§ 2. **Issues on calendar—how disposed of.** The issues on the calendar shall be disposed of in the following order, unless, upon the application of either party, for good cause, the court directs an indictment to be tried out of its order:

- First.* Indictments for felony, where the defendant is in custody;
- Second.* Indictments for misdemeanor, where the defendant is in custody;
- Third.* Indictments for felony, where the defendant is on bail; and,
- Fourth.* Indictments for misdemeanor, where the defendant is on bail.

§ 3. **Time to prepare for trial.** After his plea, the defendant is entitled to at least four days to prepare for his trial, if he requires it.

§ 4. **Register of criminal actions—contents.** The clerk shall keep a register of all the criminal actions in the court, in which he shall enter:

- First.* All cases returned to the court by a magistrate, whether the defendant is discharged or held to answer;
- Second.* All indictments found in the court, or sent or removed thereto for trial, with the time of finding the indictment, or when it was sent or removed; and,
- Third.* The time of arraignment, of the demurrer or plea, and of the trial, conviction or acquittal of the defendant, together with a brief note of all the other proceedings in the action.

CHAPTER CXVI.

CHALLENGING JURORS.

SECTION.

- 1-2. Definition and kinds—defendants must join.
- 3-9. Challenge to panel—definition—grounds—when and how to be taken—exception to challenge, and trial thereof—allowance or disallowance of exception—denial of challenge, trial and evidence thereon.
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- 15-20. Challenge for cause—definition and kinds—general causes enumerated—particular causes—implied and actual bias—grounds of challenge for implied bias—for actual

SECTION.

- 21. Exemption from jury duty not ground of bias.
- 22-31. Requisites of challenge for implied or actual bias—exception to challenge and proceedings thereon—denial of challenge—mode of trial, by court or triers—triers to be sworn—juror challenged may be a witness—rules of evidence—court to try challenge for implied bias—instructions to triers of challenge for actual bias—decision of triers.
- 32-33. Order of challenges, in respect to the parties and grounds of challenge.