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# GENERAL STATUTES OF MINNESOTA

## SUPPLEMENT 1917

CONTAINING THE AMENDMENTS TO THE GENERAL STATUTES  
AND OTHER LAWS OF A GENERAL AND PERMANENT  
NATURE, ENACTED BY THE LEGISLATURE  
IN 1915, 1916, AND 1917

WITH NOTES OF ALL APPLICABLE DECISIONS

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## [CHAPTER 69A]

## [PLEDGES]

[7087—]1. **Pledgee permitted to buy at public sale**—Whenever a pledgee of personal property has a remedy to enforce his lien upon such property by sale thereof in case of default, by virtue of the contract creating such lien, any such pledgee, his legal representatives or assigns, may, fairly and in good faith, purchase such property or any part thereof, at any sale so made; provided, that such sale, if such pledgee shall wish to bid thereat, shall be at public auction and upon like notice as is required in case of execution sales of personal property in this state, and shall be conducted by the sheriff or his deputy of the county, or by a constable of the town in which such pledged property or some part thereof is situated at the time of giving such notice. ('17 c. 305 § 1)

## CHAPTER 70

## MARRIAGE

7090. **Marriages prohibited—**

Evidence held to warrant directing a verdict for plaintiff in an action for breach of promise to marry, the defense in which was that defendant was subject to epileptic fits and was incompetent to marry under this section (123-498, 144+213, 49 L. R. A. [N. S.] 757, Ann. Cas. 1915A, 295). Breach of Marriage Promise, 34.

## CHAPTER 71

## DIVORCE

7106. **What marriages void—**

162+454.

7107. **What voidable—**

Essentials to common-law marriage stated (122-407, 142+593). Marriage, 18, 40(4), 50(5).

7109. **What not annulled—**

Essentials of common-law marriage stated (122-407, 142+593). Marriage, 18, 40(4), 50(5).

7111. **Grounds for divorce—**

**Subd. 3. Cruel and inhuman treatment**—Evidence held to support finding of cruel and inhuman treatment (127-96, 148+1074). Divorce, 130.

Evidence held sufficient to establish cruel and inhuman treatment (126-65, 147+825). Divorce, 27(8), 130.

The evidence held not to justify the court on appeal in holding that a finding of cruelty was not supported (135-179, 160+494). Divorce, 130, 150(2).

The jurisdiction of the Minnesota courts to grant a divorce for cruel and inhuman treatment is not affected by the fact that the acts and conduct alleged to constitute the cruel and inhuman treatment occurred outside the state, or by the fact that defendant has never resided in the state, or that the parties were not living together as husband and wife at the time that the acts occurred (132-340, 156+664). Divorce, 59, 61.

Evidence held to support a finding that a wife was guilty of cruel and inhuman treatment of her husband (132-340, 156+664). Divorce, 130.

**Subd. 4. Sentence to imprisonment**—This section applies to sentences passed before its enactment (135-179, 160+494). Venue, 52(1).

Subd. 4 of this section does not limit the cause for divorce to future sentences of imprisonment, but a conviction and imprisonment initiated prior to the enactment of the statute, but