

## CHAPTER 571

## GARNISHMENT

Sections 571.01 to 571.31 repealed by L. 1945 c. 424 s. 27. Superseded by sections 571.41 to 571.66.

NOTE: L. 1945, c. 424, repealed all laws relating to the garnishment process and enacted an entirely new code. The important changes from the old practice are: (1) simplification of procedure; (2) elimination of the affidavit of garnishment; (3) written verified disclosure by mail; and (4) limitation of the amount the garnishee is required to hold.

**571.41 GARNISHEE SUMMONS.**

Garnishment, jurisdiction, garnishment of a nonresident without personal service on the principal debtor. 7 MLR 346.

Safe deposit boxes, garnishment of contents. 11 MLR 440, 448.

Garnishment, what constitutes issuance of summons. 16 MLR 441.

Garnishment of funds due employee of corporation owned by the federal government. 22 MLR 293.

Removal of causes, garnishment. 23 MLR 543.

Garnishment of funds upon which garnishee has a lien. 25 MLR 953.

Garnishment and bankruptcy. 27 MLR 1.

Survival in bankruptcy of inchoate lien obtained by garnishment. 28 MLR 192.

Applicability to check presented by drawer directly to drawee bank, as relating to second garnishment. 28 MLR 194.

Creditors' remedies relating to choses in action and corporate stock. 30 MLR 616.

**571.42 EFFECT OF SERVICE OF SUMMONS.**

Deposit in bank for a specific purpose as subject to garnishment. 8 MLR 545.

Fire insurance; garnishment before proofs of loss filed. 9 MLR 159.

Garnishment of funds in hands of sheriff. 10 MLR 65.

Equitable interests and trust funds as subject to garnishment. 10 MLR 437.

Spendthrift trusts, creditor's right to reach beneficiary's interest. 15 MLR 570, 577.

Bankruptcy and lien of garnishment. 25 MLR 101.

Garnishment and bankruptcy. 27 MLR 1.

Negotiable and non-negotiable choses in action and corporate stocks, creditors' remedies relating thereto, including garnishment. 30 MLR 616, 624.

**571.43 WHEN GARNISHMENT PROHIBITED.**

Fire insurance, garnishment before proof of loss filed. 9 MLR 159.

Conflict of laws; effect of fact that garnishee might be forced to pay again in another jurisdiction. 9 MLR 570.

**571.44 AGENT TO ACCEPT SERVICE.**

Municipal corporations, liability to garnishment. 15 MLR 246.

# MINNESOTA STATUTES 1947 ANNOTATIONS

## 571.45 GARNISHMENT

1364

### 571.45 SALARY OF PUBLIC SERVANTS.

Municipal corporations, liability to garnishment. 15 MLR 246.

### 571.47 IN DISTRICT COURT.

Procedure in Anoka municipal court established under provisions of section 488.03 et seq. is regulated under section 571.47 and is regulated under district court practice even though time for serving pleadings and performing other acts is one-half of that of the district court. OAG Sept. 14, 1945 (843-B-3).

### 571.48 IN JUSTICE COURT.

Right of plaintiff to summon himself as garnishee and attach property and credits in his own hands. 11 MLR-470.

### 571.51 ORAL DISCLOSURE; SUPPLEMENTAL COMPLAINT.

Uniform fraudulent conveyance act. 7 MLR 530.

### 571.61 DEFENDANT MAY GIVE BOND.

Garnishment and bankruptcy. 27 MLR 1, 74.

### 571.62 TRANSFER TO ANOTHER COURT.

Garnishment proceedings are not removable to the federal court. Pearson v Zacher, 177 M 182, 225 NW 9.

### 571.66 MISCELLANEOUS PROCEDURE.

The wage assignment problem. 19 MLR 536.