

## CHAPTER 7.

AN ACT TO AMEND SECTION EIGHTY-SEVEN (87) OF CHAPTER SIXTY-SIX (66) OF THE GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878.) RELATING TO CIVIL ACTIONS.

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

SECTION 1. That section eighty-seven (87) of chapter sixty-six (66) of the General Statutes of eighteen hundred and seventy-eight (1878) be and the same is hereby amended so as to read as follows:

Motions in district court.

Distance from county seat.

Motions in vacation, how entered.

Section 87. Motions must be made in the district in which the action is pending, or in an adjoining district; *Provided*, that no motion shall be made in an adjoining district which shall require the hearing of such a motion at a greater distance from the county seat where the action is pending, in which such motion is made, than the residence of the Judge of the district, wherein such action is pending, from such county seat; unless the place where such motion is made, in such adjoining district, is nearer by direct railway communication to said county seat than said residence of the Judge of the District is by such railway communication. Orders made out of Court, and without notice, may be made by any Judge of a district Court, at any place in the State; but no order to stay proceedings for a longer time than twenty (20) days shall be made, except upon notice to the adverse party. Motions for judgment upon demurrer, or upon the pleadings, may be made and determined in vacation; and when any motion is made in a District Court other than that in which the action is pending, the order, determination or judgment thereon is to be entered in the same manner, and have the same force and effect as when made in and by the Judge of the District, and in the county in which the action is pending.

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

Approved March 7, 1881.