

District court clerk, etc.

SEC. 5. That the office of the clerk of the district court shall be kept in the city of Greenville, and also in the city of Charleston, and the clerk shall reside in one of said cities, and shall have a deputy in the other.

Repealing clause.

SEC. 6. That all acts and parts of acts inconsistent with this act are hereby repealed.

Approved, April 26, 1890.

April 26, 1890.

CHAP. 166.—An act to amend an act entitled "An act to authorize the purchase of a site and the erection of a suitable building for a post-office and other Government offices in the city of Scranton, Pennsylvania," approved July twenty-seventh, eighteen hundred and eighty-two.

Scranton, Pa. Public building. Vol. 22, p. 177, amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the amount heretofore fixed as the limit of cost for the purchase of a site and the erection of a suitable building for a post-office and other Government offices in the city of Scranton, Pennsylvania, be, and the same is hereby, increased to two hundred and fifty thousand dollars; and that sum is hereby fixed as the limit of cost for site and building.

Limit of cost increased.

Approved, April 26, 1890.

April 26, 1890.

CHAP. 167.—An act providing the terms and places of holding the courts of the United States in the district of Minnesota, and for other purposes.

Minnesota judicial district.

Six divisions constituted.

First.

Second.

Third.

Fourth.

Fifth.

Sixth.

Removal of causes.

Suits commenced, not local.

Process.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of holding terms of court the district of Minnesota is hereby divided into six divisions, to be known as the first, second, third, fourth, fifth, and sixth divisions. That portion of the State of Minnesota comprising the counties of Winona, Wabasha, Olmsted, Dodge, Steele, Mower, Fillmore, and Houston, shall constitute the first division, the courts of which shall be held at Winona; the counties of Freeborn, Faribault, Martin, Jackson, Nobles, Rock, Pipestone, Murray, Cottonwood, Watonwan, Blue Earth, Waseca, Le Sueur, Nicollet, Brown, Redwood, Lyon, Lincoln, Yellow Medicine, Sibley, and Lac Qui Parle shall constitute the second division, the courts of which shall be held at Mankato; the counties of Chicago, Washington, Ramsey, Dakota, Goodhue, Rice, and Scott shall constitute the third division, the courts of which shall be held at Saint Paul; the counties of Hennepin, Wright, Meeker, Kandiyohi, Swift, Chippewa Renville, McLeod, Carver, Anoka, Sherburne, and Isanti shall constitute the fourth division, the courts of which shall be held at Minneapolis; that the counties of Cook, Lake, Saint Louis, Itasca, Cass, Crow Wing, Aitkin, Carlton, Pine, Kanabec, Mille Lacs, Morrison, and Benton shall constitute the fifth division, the courts of which shall be held at Duluth; the counties of Stearns, Pope, Stevens, Big Stone, Traverse, Grant, Douglas, Todd, Otter Tail, Wilkin, Clay, Becker, Wadena, Norman, Polk, Marshall, Kittson, Beltrami and Hubbard shall constitute the sixth division, the courts of which shall be held at Fergus Falls.

SEC. 2. That causes removed from any court in the State of Minnesota into the circuit court shall be removed to the circuit court in the division in which said State court is held; and all civil suits not of a local nature must be brought in the division where the defendant or defendants reside; but, if there are two or more defendants residing in different divisions, the action may be brought in any division in which a defendant resides. That all civil process from the circuit and district courts of the United States for said district

of Minnesota against defendants residing or found therein, shall be returned to the place appointed for the holding of said courts in the division where such defendant resides. That if there be more than one defendant, and they reside in different divisions of the district, the plaintiff may sue in either division, and send duplicate writ or writs to the other defendants; and the said writs, when executed and returned into the court from which they issued, shall constitute one suit and be proceeded in accordingly.

Duplicate writs, etc.

SEC. 3. That all actions triable in either of the courts of said district shall be tried in the division in which the process is returnable under the provisions of this act, unless by consent of all parties the action be removed to some other division of said district.

Where triable.

SEC. 4. That regular terms of the circuit and district courts shall be held as follows: For the first division, on the first Tuesday in June, and the first Tuesday in December; for the second division, on the third Tuesday in April and the first Tuesday in November; for the third division, on the fourth Tuesday in June and the second Tuesday in January; for the fourth division, on the first Tuesday in March and the first Tuesday in September; for the fifth division on the second Tuesday in May and the second Tuesday in October; for the sixth division on the fourth Tuesday in March and the fourth Tuesday in September.

Terms of circuit and district courts.

SEC. 5. That the clerks of the circuit and district courts of the district of Minnesota shall each appoint a deputy clerk at the place where their respective courts are required to be held in the division of the district in which such clerk shall not himself reside, who shall keep his office and reside at the place appointed for holding said courts in the division of such residence, and shall keep the records of said courts for such division, and in the absence of the clerk, may exercise all the official powers of the clerks within the division for which he is appointed: *Provided*, That the appointment of such deputies shall be approved by the court for which they shall have been respectively appointed, and may be annulled by such court at its pleasure, and the clerks shall be responsible for the official acts and negligence of their respective deputies.

Appointment of deputy clerks.

Proviso.
Subject to judicial approval, etc.

SEC. 6. That a grand and petit jury shall be summoned for each of said terms, which petit jury shall be competent to sit and act as such jury in either or both of said courts at such terms: *Provided*, That the judge of district court may, in his discretion, dispense with the summoning or impaneling of more than one grand jury in each year in any of said divisions.

Juries.

Proviso.
Discretionary limitation.

SEC. 7. That this act shall take effect and be in force from and after the first day of August, anno Domini eighteen hundred and ninety.

Operation.

Approved, April 26, 1890.

CHAP. 168.—An act for the erection of a public building in the city of San Jose State of California

April 28, 1890.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Treasury be, and he is hereby, authorized and directed to purchase a site for, and cause to be erected thereon a suitable building, with fire-proof vaults therein, for the accommodation of the post-office and other Government offices, at the city of San Jose, California. The plans, specifications, and full estimates for said building shall be previously made and approved according to law, and shall not exceed, for the site and building complete, the sum of two hundred thousand dollars: *Provided*, That the site shall leave the building unexposed to danger from fire in adjacent buildings by an open space of not less than forty feet, including streets and alleys,

San José, Cal.
Public building, etc.

Site.
Building.

Plans; cost.

Proviso.

Open space.