

## CHAPTER 21.

(H. B. NO. 51.)

AN ACT to amend Section Forty-five of the Code of Civil Procedure for Alaska. (Compiled Laws of Alaska, Sec. 877.)

*Be it enacted by the Legislature of the Territory of Alaska:*

Section 1. That Section Forty-five of Title Two, Chapter Four of the Act of June 6, 1900, entitled "An Act making further provision for a civil government for Alaska and for other purposes," be amended to read as follows:

Sec. 45.—Summons Who to Serve, and When Returnable.—That summons shall be served by the marshal, or any deputy marshal or by any person over the age of twenty-one years who is competent to be a witness in the action, other than the plaintiff, or by a person specially appointed by the marshal or by the court or judge thereof. The summons shall be returned to the court or the clerk thereof with whom the complaint is filed, within forty days after its delivery to the officer or other person with proof of such service, or that the defendant cannot be found. The marshal or other person to whom the summons is delivered shall endorse thereon the date of such delivery; Provided, however, that the return by any person other than an officer shall be by affidavit of the person making such service endorsed thereon.

Approved, April 21, 1913.