

paid to such relief association shall be expended only for the pensioning and relief of sick, injured, disabled and retired members of any fire department in such city, and their widows and orphans as authorized and permitted by this act.

For the purpose of this act no substitute fireman, or anyone serving on probation, or any fireman in a city having a relief association in its fire department who is not a member of such association, shall be deemed to be a fireman within the meaning of this act.

The term widow, shall mean the wife of a fireman or pensioner who was married to the fireman or pensioner during the time that he was an active fireman, and shall not include a wife who has deserted such pensioner, or fireman and has not been depending upon him for support, and shall not include the surviving common law wife of such fireman or pensioner.

The term orphan, shall mean children under sixteen (16) years of age, born to a wife who has been married to the fireman during the time of his active service as a fireman, and shall not include children the issue of a marriage contracted subsequent to his term as an active fireman.

The treasury of every such relief association, before entering upon the duties of his office, shall give a good and sufficient bond to said relief association conditioned for the faithful discharge of the duties of his office, and for the safe-keeping and paying over, according to laws, of all moneys which come into his hands as such treasurer.

Provided further that no such moneys shall be paid to any such relief association hereafter organized, unless such organization is made with the consent of the council of the city to which such organization belongs.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 16, 1913.

CHAPTER 319—S. F. No. 784.

An Act to amend Section 767, Revised Laws of 1905, relating to gifts to municipalities and administration thereof.

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

Section 1. **Property granted may be located anywhere.**—That Section 767, Revised Laws of 1905, be and the same is hereby amended so as to read as follows:

“Section 767. Any city or village may accept a grant or devise of real () or personal property () and may maintain and administer such property for the benefit of its citizens in

accordance with the terms prescribed by the donor. Provided, that nothing herein shall authorize such acceptance or use for religious or sectarian purposes. Every such acceptance shall be by resolution of the council adopted by a two-thirds majority of its members, expressing such terms in full."

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

Approved April 16, 1913.

CHAPTER 320—S. F. No. 832.

An Act relative to the judges of, and to create an additional judge for, the district court of and for the seventh judicial district of the state of Minnesota.

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

Section 1. **Third judge for the 7th judicial district.**—There shall be elected in the seventh judicial district of said state three judges of the district court of said district, any one or more of whom shall have and exercise the powers of said court, as now prescribed by law relative to the present judges of said court, except as otherwise provided by this act, and all laws now in force, whether general or special, as to the qualifications, election, canvass of votes, oath and term of office, and commencement of such term, compensation, jurisdiction, duties, authority, and powers of the present judges of said district court shall apply to all the judges of said court, and their successors shall be elected, and vacancies in their offices shall be filled as now provided in relation to the present judges of said district court. *Provided, however, that the present judges of the said district court shall be judges of the said court for the unexpired terms for which they were elected or appointed.*

Sec. 2. **Governor to appoint.**—That immediately upon the passage of this act, the governor of said state shall appoint a competent person to be one of the judges of the said district court, who shall immediately thereafter qualify and enter upon the duties of said office, and shall hold the said office until a successor shall have been elected and qualified, which said successor shall be elected at the next general election after the passage of this act.

Sec. 3. **Joint session of judges.**—The said judges, or a majority of them, may act in joint session for the trial or determination of any matter before the court, including the trial of jury cases, and when so acting, the judge senior in office or if neither be senior in office, the judge senior in age shall preside, and the decision of the majority shall be the decision of the court. If,