

CHAPTER 124.

[H. F. No. 637.]

AN ACT TO AUTHORIZE THE CITY COUNCIL OF THE CITY OF MINNEAPOLIS TO PAY LUDWIG L. ANDERSON THE SUM OF THREE HUNDRED AND SEVENTY DOLLARS (\$370) AND SUCH OTHER SUM OF MONEY AS SAID CITY COUNCIL MAY DETERMINE HIM ENTITLED TO.

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

SECTION 1. That the city of Minneapolis be and hereby is authorized, empowered to pay to Ludwig L. Anderson the sum of three hundred and seventy dollars (\$370), and also the value of a watch and chain belonging to said Ludwig L. Anderson, taken from said Ludwig L. Anderson on or about the twenty-seventh (27th) day of July, eighteen hundred and eighty-nine (1889), by one Robert R. Harvey, at that time a police officer of the city of Minneapolis, in charge of the lockup in said city, and at a time when said Ludwig L. Anderson was a prisoner therein, which money and property was by said Harvey converted to his own use.

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

Approved April 13, 1891.

CHAPTER 125.

[H. F. No. 443.]

AN ACT RELATING TO AND PROVIDING FOR CITY JUSTICE OF THE PEACE IN AND FOR THE CITY OF MINNEAPOLIS, AND TO DEFINE AND REGULATE THE POWERS AND DUTIES OF JUSTICES OF THE PEACE IN SAID CITY.

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

SECTION 1. That the offices of justice of the peace now existing in the city of Minneapolis, in the county of Hennepin, in the state of Minnesota, are hereby continued, confirmed and established as courts of justice of the peace for the transaction of all judicial and other business which may lawfully come before them.

SEC. 2. That on the day of the general city election for the election of city officers, held in the city of Minneapolis in the year A. D. one thousand eight hundred and ninety (1890), and every second (2d) year thereafter, the qualified electors of the said city shall elect, by ballot, as hereinafter provided, three (3) justices of the peace within and for said city, who shall hold their offices for a term of two (2) years, commencing on the seventh (7th) day of April, A. D. one thousand eight hundred and ninety-one (1891), or until their successors are elected

and qualified; *Provided*, that the justices of the peace elected at the general city election of said city in the year A. D. one thousand eight hundred and eighty-eight (1888), for a term of two (2) years, commencing April seventh (7th), A. D. one thousand eight hundred and eighty-nine (1889), shall hold their said offices for the unexpired balance of said term, until the sixth (6th) day of April, A. D. one thousand eight hundred and ninety-one (1891) and no longer; and the election of said justices at said general city election in said year one thousand eight hundred and eighty-eight (1888), to said offices, for a term of two (2) years, commencing April seventh (7th), one thousand eight hundred and eighty-nine (1889), is hereby made legal and confirmed.

Provided further, that the election of William H. Mills and John J. McHale and Elijah Barton to said offices of justice of the peace, at the general city election for the election of city officers in and for said city, held on the fourth (4th) day of November, A. D. one thousand eight hundred and ninety (1890), for a term of two (2) years, commencing April seventh (7th), one thousand eight hundred and ninety-one (1891), is hereby made legal and confirmed; and they shall, upon qualifying, as hereinafter provided, take and hold said offices on the seventh (7th) day of April, A. D. one thousand eight hundred and ninety-one (1891), and for a term of two (2) years thereafter, or until their successors are elected and qualified.

And provided further, that the justices of the peace now in office in said city shall on the expiration of their term of office, on said sixth (6th) day of April, A. D. one thousand eight hundred and ninety-one (1891), transfer and turn over to the justices of the peace elected at said general city election in the year one thousand eight hundred and ninety (1890), in said city, all their dockets, records, papers and files pertaining to said offices of justice of the peace, and the said justices to whom said dockets, records, files and papers may be transferred, shall have full jurisdiction to finish and complete all actions and proceedings unfinished and pending at the time of said transfer.

SEC. 3. That every person elected to said offices under the provisions of this act shall, before the commencement of his term of office, take and subscribe the oath of office required of justices of the peace by the general laws of the state of Minnesota, and shall execute a bond to the city of Minneapolis, with two (2) or more sufficient sureties, to be approved by the president of the city council of said city, in the penal sum of not less than five hundred dollars (\$500), or more than one thousand dollars (\$1,000), conditioned on the faithful discharge of his duties as such justice; and said president of the city council shall indorse his approval of such sureties thereon, and said justice shall file his said oath and bond with the city clerk of said city.

SEC. 4. That said justices of the peace shall be elected from districts of said city described as follows, to-wit: One (1) from the north district, being all that part of said city lying west of the Mississippi river and north and west of First avenue south in said city; one (1) from the south district, being all that part of said city lying west of the Mississippi river and south and east of said First avenue south; and one (1) from the east district, being all that part of said city lying east of the west channel of said Mississippi river.

SEC. 5. Said justices of the peace must be residents of the respective districts from which they are elected, and shall be elected by the

qualified electors of their respective districts; *Provided*, that such justice shall at all times keep and maintain an office for the transaction of business in the district from which he was elected or in a district adjoining thereto.

SEC. 6. All summons, writs and process may be directed to, and served by, any police officer of said city or by any police officer specially appointed for such purpose by the mayor of said city, or by the sheriff or any constable of said county of Hennepin; *Provided*, whenever any of said justices issues any summons in any civil action, such justice may, upon the request of the plaintiff therein, and at his risk, empower any suitable person, not a party to the action, to execute the same by an indorsement upon the summons to the following effect: "At the request and risk of the plaintiff, I authorize A B to execute and return this writ." And the person so empowered shall thereupon possess all the authority of a constable, police officer or sheriff in relation to the service and return of said summons; but such authority, so authorized to be given, shall not apply to proceedings in replevin, forcible entry and unlawful detainer, or attachment; and Chapter sixty-five (65) of the General Statutes of one thousand eight hundred and seventy-eight (1878), and the amendments thereof, relating to justices of the peace, shall apply to said city justices; *Provided, however*, that said city justices shall have no criminal jurisdiction, and said Chapter sixty-five (65) shall apply to this act only so far as the same relates to civil actions.

Provided, that no justice of the peace outside of said city shall have jurisdiction to issue any summons or process in any civil action within said city, and that service of any summons or process from such justice outside of said city, within said city, shall be void.

SEC. 7. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 8. This act shall take effect and be in force from and after the date of its passage.

Approved April 18, 1891.

CHAPTER 126.

[H. F. No. 369.]

AN ACT TO ENABLE THE CITY COUNCIL OF THE CITY OF MINNEAPOLIS TO REFUND FIVE HUNDRED AND FIFTY DOLLARS (\$550) TO THOMAS MOORE.

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

SECTION 1. The city council of the city of Minneapolis be and the same is hereby authorized to refund the sum of five hundred and fifty dollars (\$550) to Thomas Moore, on account of money paid said city for a license to sell intoxicating liquors for the year one thousand eight hundred and eighty-nine (1889).

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

Approved April 6, 1891.