

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 first general election that occurs more than thirty days after the passage of this act.

**To act in joint session.**—Sec. 3. The said judges, or any two or more 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 the senior in office, the judge senior in age, shall preside, and the decision of the majority shall be the decision of the court.

If, however, the judges so acting together shall be evenly divided in opinion, the opinion of the presiding judge shall prevail. Process may be tested in the name of any one of the said judges.

**Division of business.**—Sec. 4. The said judges, or a majority of them, may divide the business of the said court between the said judges, and may otherwise regulate said business by rules, or otherwise; and each of the said judges may separately try court or jury cases during the said term, or at the same time.

Sec. 5. All laws and parts of laws inconsistent with this act are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 18, 1911.

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#### CHAPTER 194—S. F. No. 685.

*An Act to amend chapter 204 of the laws of 1905, entitled "An Act relating to the sale of timber on state lands, defining trespass thereon and prescribing penalties therefor" and relating to the damages for trespass by actual settlers made in good faith.*

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

**Timber board may settle for timber cut in certain cases.**—

Section 1. That section 37 of chapter 204 of the Laws of 1905 be and the same hereby is amended so as to read as follows:

Section 37. Settlement for trespass—The timber board may settle the civil claim for trespass on lands of this state whenever it is for the best interests of the state so to do, but no such settlement shall be made until the timber taken under such trespass has been estimated and appraised or scaled by a state estimator,

whose report shall be filed in the office of the land commissioner, and no settlement shall be made for an amount less than double the value of the timber as shown by such report. *Provided*, that if the board be satisfied that such timber has been cut by one who settled upon the land from which the timber was cut, and built a house and lived thereon before such land was certified to the state, and that such settler is upon such land in good faith, believing it to be land subject to the homestead entry, the timber board may settle for such timber cut thereon at the estimated and appraised value of such timber.

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

Approved April 18, 1911.

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#### CHAPTER 195—S. F. No. 694.

*An Act entitled "An Act to authorize and provide for the reconveyance to the City of St. Paul and the County of Ramsey, Minnesota, of certain lands conveyed to the State of Minnesota by said city and county under and pursuant to chapter 81 of the Laws of Minnesota for the year 1907, as a site for a state hospital for indigent, crippled and deformed children."*

Whereas, under and pursuant to chapter 81 of the Laws of the State of Minnesota for the year 1907, the city of St. Paul and the county of Ramsey did convey to the State of Minnesota, as a site for a state hospital for indigent, crippled and deformed children, the lands and property hereinafter described, and said city and county have done and performed all the acts and things required by said chapter 81; and

Whereas, it is deemed inadvisable to establish or locate said hospital upon said land so conveyed; therefore

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

**Re-conveyance to St. Paul certain lands by the state.**—Section 1. That the governor and state auditor be and they are hereby authorized and directed to execute and deliver to the city of St. Paul and the county of Ramsey, Minnesota, a deed transferring to said city and county all of the right, title and interest of the State of Minnesota in and to the following pieces and parcels of land, situate in the city of St. Paul, Ramsey county, Minnesota, to-wit:

Northerly twenty-four feet of the westerly forty-five feet of lot three (3), and westerly forty-five feet of lots four (4) and five (5), and southerly two and six-tenths feet of the westerly