

satisfied that the taking of said animals will not unduly deplete the number or endanger the species in the locality for which permit is asked. The amounts specified in Section 3 shall be paid to the state for each beaver and muskrat taken under this Section, and for other animals such amount as the commissioner may determine.

Sec. 14. Acts repealed.—General Statutes 1923, Sections 5623, and 5624 are hereby repealed.

Approved April 23, 1927.

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CHAPTER 424—H. F. No. 447

*An act to amend Sections 2, 7, 18 and 20 Chapter 34, Special Laws 1889, as heretofore amended, said Chapter 34 being an act to consolidate and amend the several acts relating to the municipal court of the City of Minneapolis; and to amend Section 245, General Statutes 1923, relating to the salaries and fixing the duties of certain city officers.*

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

Section 1. **Municipal Court City of Minneapolis.**—That Section 2, Chapter 34, Special Laws 1889, as amended by chapter 407, General Laws 1917, be and the same is hereby amended to read as follows:

"Section 2. There shall be established in the City of Minneapolis, in the County of Hennepin, a Municipal Court for the transaction of all business which may lawfully come before it. Said Court shall be a court of record and shall have a clerk and a seal, and shall have jurisdiction to hear, try and determine civil actions at law, where the amount in controversy does not exceed the sum of one thousand dollars, excepting causes involving title to real estate. Provided, however, that said Court shall have jurisdiction of action of forcible entry and unlawful detainer whether involving the title to real estate or not.

It shall also have exclusive jurisdiction to hear all complaints and conduct all examinations and trials in criminal cases, arising or triable within the City of Minneapolis, heretofore cognizable before a justice of the peace.

It shall not have jurisdiction of actions for divorce, nor of any action where the relief asked for in the complaint is purely equitable in its nature.

Where no provision is otherwise made in this act, said Municipal Court is vested with all the powers which are possessed by the District Courts of the State, and all laws of a general

nature apply to said Municipal Court, so far as the same can be made applicable, and not inconsistent with the provisions of this act, and the jurisdiction of said Court shall be co-extensive with the limits of said Hennepin County."

**Sec. 2. Judges—powers—duties.**—That Section 7, chapter 34, Special Laws 1889, be and the same is hereby amended to read as follows:

"Section 7. The Municipal Court shall be held in the City of Minneapolis at some suitable place provided therefor by the city council.

Its judge shall be the chief magistrate of the city and shall see that the criminal laws of the state, and the ordinances, laws, regulations, and by-laws of said city, are observed and executed, and for that purpose shall open his court every morning (Sunday and legal holidays excepted) and proceed to hear and dispose of, in a summary manner, all cases which shall be brought before him, by the police officers of the city or otherwise, either with or without process, for violations of the criminal laws of this state, committed within the County of Hennepin, or of the ordinances, laws, regulations or by-laws of said city.

Said judge shall have power to fix bail in all cases where bail is allowed to be given under the laws of this state; and in all such cases the person to give bail may in lieu thereof deposit in said court a sum of money—legal tender of the United States—equal the amount of the bail so fixed.

The Clerk of the Court shall keep a record of all proceedings and enter all orders, judgments and sentences under the supervision of the judge, and issue commitments and executions, as well as other process."

**Sec. 3. Salary of judges and clerks.**—That Section 18, chapter 34, Special Laws 1889 as amended by chapter 465 General Laws 1907, Chapter 126 General Laws 1911, chapter 482 General Laws 1917, chapter 303 General Laws 1919, chapter 201 General Laws 1921, and chapter 413 General Laws 1923, be and the same is hereby amended to read as follows:

"Section 18. The Judges and Clerks of said Court shall receive the following yearly salaries, in each case payable out of the treasury of the City of Minneapolis, in semi-monthly installments, to-wit: each judge, five thousand dollars, Clerk *four thousand dollars*; first deputy clerk, twenty-three hundred fifty dollars; second deputy clerk, twenty-one hundred fifty dollars; one head counter clerk, two thousand dollars; two deputy clerks, eighteen hundred dollars each; one deputy clerk, eighteen hundred dollars; one deputy clerk, seventeen hundred dollars; four deputy clerks, sixteen hundred dollars each; and one deputy clerk to serve as chief clerk for the conciliation court, twenty-three hundred fifty

dollars; one chief deputy conciliation court clerk, two thousand dollars; two deputy conciliation clerks, sixteen hundred dollars each; and such Clerk may appoint one additional deputy clerk, at a compensation not to exceed \$2100.00 per annum, subject to approval by said Judges."

It shall be the duty of the police officers of said city to serve all processes issued by said Court, except as otherwise provided by this act. Police officers in making service or any process or doing any other duty in respect to cases of said Court, shall note and return to the court for collection such fees for such service as are allowed to constables for like service in justice courts.

The fee so charged by the clerk or any officer shall be collected by the clerk as costs and by him accounted for and paid to the City Treasurer of said city as hereinbefore provided.

Said clerk shall pay witness fees in criminal actions upon order of the Court, taking receipts therefor in such form as the Court may direct, which receipts shall be vouchers for payment of the sums therein named, which sums shall be noted on the monthly reports of said clerk and deducted from the amount otherwise shown to be due the city. All witness fees collected by the clerk and not paid to witnesses as aforesaid, shall be paid to the city the same as other fees accruing to said city.

All balances of deposits for costs remaining in the hands of said clerk for one month after the termination of any action, or for a like period of abandonment of or failure to prosecute same, and all other deposits of money arising from bail, bonds, recognizances and payments of penalties thereon or otherwise, shall be paid to the city on the first Monday of the month following.

Provided, that in the event that the party or parties who may be entitled to receive said balance of deposits or other moneys or any portion thereof, may demand the same of said clerk at any time thereafter and upon giving a receipt therefor to the clerk who shall pay the same to the party entitled thereto, and said receipt shall be sufficient voucher for the same and like manner as provided herein, in case of receipts for witness fees. No fees shall be charged against the city, county or state."

Sec. 4. District Judges may act.—That section 20, Chapter 34, Special Laws 1889, as amended by chapter 20 General Laws 1909, and chapter 407 General Laws 1917, be and the same is hereby amended to read as follows:

"Section 20. In case of sickness or absence of any judge of the Municipal Court, either of the judges of the District

Court for the County of Hennepin, may, and hereby is authorized and empowered to hold said Municipal Court, and perform all the duties and exercise all the functions of Municipal Judge, and either of said judges of said District Court may upon request of a municipal judge sit as the judge of said Municipal Court, in the trial of any particular cases pending therein.

In case it shall appear from the evidence of either party upon the trial of any cause, that the title to real estate is involved in the action except forcible entry and unlawful detainer actions, the Municipal Court shall not proceed further therein, but shall transfer the action to the District Court of said county, and the cause shall be proceeded with, in the court to which it shall be transferred as if originally commenced therein."

Sec. 5. Compensation of probation officer.—That section 245 General Statutes 1923, be and the same is hereby amended to read as follows:

"Section 245. Such probation officer shall receive as full compensation for his services twenty-seven hundred dollars per annum, and each deputy such amount as shall be fixed by the judges of said court not exceeding \$2200.00 per annum. Such salary shall be payable in equal semi-monthly installments out of the city treasury.

Sec. 6. Effective March 31, 1927.—This act shall be in effect and force from and after March 31, 1927.

Sec. 7. Provisions separable.—If any section, clause, or part of this act shall be found invalid, the validity of the remainder shall in no way be affected thereby.

Approved April 23, 1927.

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#### CHAPTER 425—H. F. No. 1102

*An act to amend Section 12 of Chapter 133 Laws of 1921, being an act entitled "An act fixing and regulating the salaries, compensations, duties and help of certain county officials in counties having, or which may hereafter have, a population of 380,000 inhabitants or over, and repealing all acts and parts of acts inconsistent herewith," as amended by Section 12 of Chapter 419, Laws of 1923.*

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

Section 1. Salary of employees of register of deeds in certain counties.—That Section 12 of Chapter 133 laws of 1921 as amended by Section 12 of Chapter 419 laws of 1923 be and the same is hereby amended so as to read as follows: