

CHAPTER 458—H. F. No. 760

An act relating to the municipal court of the city of St. Paul, and amending Special Laws 1889, Chapter 351, Section 1, as amended by Laws 1921, Chapter 362, Section 1, and amending Special Laws 1889, Chapter 351, Sections 47 and 52, as amended by Laws 1907, Chapter 302, as amended by Laws 1913, Chapter 430, Section 1, as amended by Laws 1919, Chapter 308, Section 2, as amended by Laws 1921, Chapter 362, Section 4, as amended by Laws 1927, Chapter 317, Section 2, as amended by Laws 1929, Chapter 423, Section 2, and Laws 1941, Chapter 536.

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

Section 1. Special Laws 1889, Chapter 351, Section 1, as amended by Laws 1921, Chapter 362, Section 1, is amended so as to read as follows:

Section 1. **Court established; jurisdiction.** The municipal court now existing in the city of Saint Paul, in the county of Ramsey and State of Minnesota is hereby confirmed, continued and established as a court for the transmission of all judicial 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 \$500.00 and interest and costs, except as hereinafter provided.

The jurisdiction of the court shall not extend to any civil action involving the title to real estate, save and *except* an action brought under and pursuant to Chapter 76, General Statutes 1913, relating to forcible entry and unlawful detainer, nor to any action for divorce, nor to any action wherein the relief demanded in the complaint is equitable in its nature.

The said court shall have exclusive jurisdiction to hear all complaints and conduct all examinations and trials in criminal cases arising or triable within the County of Ramsey heretofore cognizable before a justice of the peace or arising under the charter ordinances, laws, regulations or by-laws of said city of St. Paul. The provision contained in Section 7725, General Statutes 1913, relating to change of venue shall apply to all civil actions begun in said court.

Sec. 2. Special Laws 1889, Chapter 351, Sections 47 and 52, as amended by Laws 1907, Chapter 302, Laws 1913, Chapter 430, Section 1, Laws 1919, Chapter 308, Section 2, Laws

1921, Chapter 362, Section 4, Laws 1927, Chapter 317, Section 2, Laws of 1929, Chapter 432, Section 2, and Laws 1941, Chapter 536, is hereby amended to read as follows:

Sec. 47. Police officers; and bailiffs; clerk hire; salary of judges. It shall be the duty of the mayor, or other legally constituted officer or body having supervision and control of the police department and officers of said city, to see that a sufficient number of police officers, including an officer in command, are always in attendance upon said court at its criminal sessions, and such other times and places as the court may direct, in readiness to obey its mandates and preserve order during its proceedings. And said mayor or other legally constituted officer or body, having supervision and control of said police department and police officers of said city, shall have power, in his or its discretion, to appoint not exceeding three persons approved by the judges of said municipal court, as policemen for special attendance and duty in said court irrespective of the general rule or legal regulations or enactments relative to the qualifications of policemen, but such persons shall receive the same, but no greater compensation, unless the common council directs greater compensation, than ordinary police, and they shall be known as bailiffs, and such bailiffs and policemen attending said court may be required to give bond to said city in such sums as the council shall direct for the faithful performance of their duties; such bond to be for the use of all persons interested, provided, however, that nothing herein contained shall affect the powers and duties of the general police in said court. And such police officers, bailiffs, and commanding officers, and all other policemen, police officers and bailiffs, shall at all times when in attendance upon said court be subject to the orders and authority and control of said court, irrespective of the authority or orders of any other official body.

The clerk of said municipal court shall have power with the consent of the judges to appoint, in addition to the deputy clerk in this act provided for, two assistant clerks to be known as assistant clerks, who shall have like powers as said deputy clerks, but shall act under the authority of said clerk. Said clerk, deputy clerk and assistant clerks shall have full power and authority to administer oaths, swear witnesses and jurors, and take acknowledgments, and said clerk, deputy clerk, assistant clerks and bailiffs shall perform such duties as the clerk, or judges shall direct in completing the work of the office, and shall have power to serve all process of said court, whether civil or criminal, when directed by the court, and all other powers and authority in this act provided for either thereof,

and are hereby vested with the usual powers of constables at common law and authority and powers of police officers of said city of St. Paul. If the judges of said court shall so direct one of said assistant clerks shall have the qualifications of a stenographer, and shall perform such duties in that regard as the judges prescribe. Such direction or qualification, however, shall not in any way affect the provisions of this act in reference to the official stenographer. Each of said assistant clerks before entering upon the performance of the duties of his office shall first take and subscribe an oath in form as prescribed in Section 10 of this Act, and execute to the city of St. Paul for the use and benefit of all persons injured by failure to observe its conditions a penal bond in the sum of \$1,000, with such sureties as the common council may approve, conditioned that he will account to and pay over to the clerk or deputy clerk of said court on each day all moneys belonging to or to go to said city, and that he will at all times pay over to said clerk or deputy clerk of said court on demand all moneys to which any person may be entitled which may have come into his hands in virtue or by reason of his office. Such bond shall be filed with the same officer as the bond of the clerk.

The judges of said court shall each receive a salary of \$5,500.00 per year; the clerk of said court a salary of \$3,600.00 per year; the deputy clerk of said court a salary of \$2,700.00 per year; the assistant clerk a salary of \$2,000.00 per year, and one assistant clerk a salary of \$1,800.00 per year; and the stenographer reporter shall receive a salary of \$2,100.00 per year; such salaries being payable in each case out of the city treasury of the City of St. Paul in equal monthly installments.

Approved April 21, 1945.

CHAPTER 459—H. F. No. 784

An act providing for the filing of articles of amendment increasing or diminishing the authorized capital stock of cooperative associations organized under the provisions of Chapter 326, Laws of Minnesota 1923, as amended, and validating such articles of amendment heretofore filed.

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

Section 1. Cooperative association; time extended to file amendment to articles. In any case where an amendment of