

roads as provided in sections 296.32 to 296.42 and the commissioner of highways shall forthwith send a statement of the apportionment to the state auditor and to the county auditor of each county showing the amount apportioned to each county during the year for county aid roads.

The commissioner of highways, the state treasurer and the state auditor may, from time to time after the sum in such amount as they have determined has been set aside for special allotments, specially allot any portion thereof to any of the several counties of the state when in their judgment any one of the counties shall incur or is about to incur an extraordinary, unusual or particularly burdensome expense in the construction, reconstruction or maintenance of county aid or state aid roads or state aid parkways. Any sum specially allotted to any county shall be paid to the county at the time fixed by the commissioner of highways, the state treasurer and the state auditor. Any unallotted balance of the sum set aside for special allotments in any year shall be carried forward and added to any sum set aside for special allotments the next succeeding year.

All sums of money heretofore specially allotted to any county by the commissioner of highways, the state treasurer and the state auditor for the purpose of enabling the county to meet any extraordinary, unusual or particularly burdensome expense in the construction, reconstruction or maintenance of county aid or state aid roads or state aid parkways and not heretofore paid are hereby ratified and confirmed and such sums of money so allowed to any county shall be paid to the county at the time and in the manner fixed by the commissioner of highways, the state treasurer and the state auditor.

Approved March 22, 1949.

CHAPTER 169—S. F. No. 731

An act relating to terms of the district court in the eleventh judicial district; amending Minnesota Statutes 1945, Section 484.19.

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

Section 1. Minnesota Statutes 1945, Section 484.19, is amended to read:

484.19. **Eleventh Judicial District, terms of court.** *Subdivision 1.* General terms of district court in the counties constituting the eleventh judicial district shall be held each year at the times herein specified:

Carlton County: On the *second Tuesday in February*, on the first Tuesday in June, and on the second Tuesday in October.

Cook County: On the fourth Monday in June.

Lake County: On the second Wednesday in June and the *third Tuesday in January*.

St. Louis County: On the first Wednesday after the first day in January, on the first Wednesday in March, on the first Wednesday after the first Monday in September, and on the first Wednesday in November.

Subd. 2. In addition to the general terms of the district court in St. Louis county to be held at the county-seat, general terms of the court are hereby established to be held in the city of Virginia, in that county, on the first Tuesday in April, the first Tuesday after the first Monday in September, and the fourth Tuesday in November; in the village of Hibbing, in that county, the second Tuesday in February, the second Tuesday in May, and the third Tuesday in October, in each year; in the city of Ely, in that county, the third Tuesday in March and the second Tuesday in October, in each year, for the trial, hearing and determination of all actions, civil and criminal, and with the same force and effect as though held at the county-seat of said county; and all proceedings of whatsoever kind, that can be heard or determined in the district court of this state, may be tried, heard and determined at the said city of Virginia, the said village of Hibbing, or the said city of Ely with the same force and effect as though heard and determined at the county-seat of said county, except that all proceedings for the registration of title to real estate shall be tried at the county-seat of said county as now provided by law, and all other actions to determine title to real estate shall be tried at the county-seat, except that by written consent of all the parties thereto any such action may be tried at said city of Vir-

ginia, at the village of Hibbing, or the city of Ely in accordance with such written consent; but no officer having in his custody any of the public records of St. Louis county shall be required to produce such record at the trial of any action not on trial at the county-seat, save upon the order of the court providing for the production of such record and its immediate return to the officer producing it, upon its introduction as evidence in such cause.

Subd. 3. Special terms of said district court shall also be held at the city of Virginia at least once in each month, and at the village of Hibbing at least once in each month, on such days and at such times as the court may designate by order, for the hearing of such matters as are usually heard at special terms and at chambers in the district court, and the court may, by order, provide for holding special terms of court at the city of Ely at any time when in the judgment and discretion of the court it shall deem it expedient so to do, for the hearing of such matters as are usually heard at special terms and at chambers, in the district court, and may in such order, if it deem it expedient, provide for the trial of issues of fact and law in cases where such action is to be tried by the court without a jury or a jury has been waived by the parties to the action, and such waiver has been filed with the clerk of court.

Approved March 22, 1949.

CHAPTER 170—S. F. No. 764

An act relating to the crime of arson and the punishment therefor; amending Minnesota Statutes 1945, Sections 621.02 and 621.03.

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

Section 1. Minnesota Statutes 1945, Section 621.02, is amended to read as follows:

621.02. Arson; first degree. Every person who shall wilfully burn or set on fire, in the night-time:

(1) A dwelling house in which there shall be at the time a human being; or