

484.25. **Seventeenth judicial district.** General terms of district court in the counties constituting the seventeenth judicial district shall be held each year at the times herein specified:

Faribault County: On the second Monday in *May* and the second Monday in November.

Jackson County: On the second Monday in *April* and the second Monday in September.

Martin County: On the second Monday in March and the second Monday in October.

Sec. 2. This act takes effect January 1, 1952.

Approved March 24, 1951.

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CHAPTER 140—S. F. No. 617

[Coded as Section 525.91]

*An act relating to the probate courts and the issuance of letters to representatives.*

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

[525.91] Section 1. **Letters, contents.** All letters issued by the probate courts to representatives of estates of deceased persons shall state the date of death of the deceased.

Approved March 24, 1951.

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CHAPTER 141—S. F. No. 619

[Not Coded]

*An act relating to the compensation of certain officers of the municipal court of the city of Mankato; amending Laws of 1927, Chapter 61, Sections 7, 20, 26.*

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

Section 1. Laws 1927, Chapter 61, Section 7, is amended to read :

Sec. 7. **Special judge.** There shall be one special judge of said municipal court, whose manner of election, term of office, powers, duties and qualifications shall be the same as those of municipal judge, except as otherwise provided in this act, and his successor shall be elected and vacancies in his office filled in like manner. At the request of the municipal judge, or in case of the absence, sickness or disqualification of the municipal judge, the said special judge shall act as judge of said court. When the special judge so acts at the request of the municipal judge, the said special judge and the municipal judge may each have and exercise the powers of said court. The said special judge shall not act on the trial or examination of any case except as above provided, and such special judge acting as judge of said court, shall receive compensation from the city at the rate of \$15 per day, and when said special judge shall act for any other cause than the sickness or disqualification of said municipal judge, *or the absence of the municipal judge on not more than two weeks annual vacation*, \$15 per day for each day that said special judge shall so act shall be deducted from the salary of said municipal judge. This section shall not incapacitate such special judge from acting as attorney in said court; but when such judge is acting as judge of said court, he shall take no action in such case, save to adjourn the same.

Sec. 2. Laws 1927, Chapter 61, Section 20, is amended to read :

Sec. 20. **Jury selection, practice, procedure; reporter.** Trial by jury in the municipal court shall in all respects, except as herein otherwise provided, be conducted as in the district courts of this state; and all laws of a general nature applicable to jury trials in said district courts shall apply to said municipal court. Jurors for said municipal court shall be provided and drawn, however, in the following manner, to-wit: The presiding judge of said municipal court, together with the mayor and city clerk of said city of Mankato shall on the first Monday of February, of May, August and November in each year, at the office of the clerk of said court, meet and from the legal voters of said city select and designate 72 legal voters of said city as the jurors of said municipal court, to

serve therein when required and drawn, during the succeeding three months and until their successors are elected and certified, and shall thereupon certify said names so elected to the clerk of said municipal court, who shall thereupon write said names upon separate ballots, and place the same in a wheel or box, and whenever a jury is required in said court, shall thereupon, by lot, draw 30 ballots, or in case a jury of 6 is agreed upon by both parties to the pending action, in the same manner as in justice court, he shall draw 24 ballots therefrom, and shall make a list thereof, from which list each party shall strike off 9 names, in the same manner as in striking a jury in courts of justices of the peace in this state, and in case of the neglect or refusal of either or both parties so to strike, the judge shall strike out the names for either or both. The 12, or in the case of a jury of 6, the six persons whose names remain on said list shall be summoned to attend the trial of the cause wherein they were drawn; and shall constitute the jury unless some of said jurors shall be excused or successfully challenged for cause, in which case the clerk shall successively draw the names of other jurors from the box, until the jury is full, allowing, however, to each party, as many preemptory challenges to such additionally drawn jurors as there shall remain, after said first striking, jurors to be drawn. When said drawing shall be finished these jurors last drawn shall be summoned, and if any of the last drawn jurors are excused or successfully challenged, others shall be drawn and summoned in like manner until the jury is full, allowing to each party in each drawing as many preemptory challenges as at said drawing there shall remain jurors to be drawn. No talesmen shall be summoned in any cause in said court until the regular panel shall all have been exhausted; after the jury shall be complete the clerk shall return to the box the names of all persons, except those who constitute the jury as finally struck. The names of those who serve as jurors shall not be returned to the box until all the names in said box shall be drawn. The failure to select and designate the jurors at the time herein provided shall not be available as a cause of challenge to the panel of said jurors except to a party who shall show himself to be prejudiced thereby, and all technical and immaterial irregularities not shown to be prejudicial in the composition and preparation of the jury panel shall be disregarded and shall not be cause for a challenge. Jurors in this court when serving as such on the trial of any action shall receive the same compensation as jurors in justices' court. Provided that in all civil and criminal cases beyond the jurisdiction of a justice of the peace, the fees of jurors, if a jury trial shall be had, shall be the same as in the district court in Blue Earth

County, and shall be paid out of the county treasury of said Blue Earth County the same as in the district court. The chief of police of said city of Mankato, as part of his official duties, shall properly serve all venire issued in such civil and criminal cases beyond the jurisdiction of a justice of the peace without any fees or charges. The clerk of said municipal court shall deliver to each juror a certificate for the number of days attendance and service and miles traveled for which he is entitled to receive compensation. This certificate of the clerk for services rendered as such juror in the municipal court shall be filed with the county auditor who shall issue his warrant on the treasurer of the county for the amount due, which certificate shall be a proper and sufficient voucher for the issuance of such warrant, and in all cases beyond the jurisdiction of a justice of the peace and in the examination of offenders charged with offenses other than misdemeanors the court shall, upon the request of either party, appoint a reporter to take down in shorthand the proceedings and evidence therein, the reporter to be paid by Blue Earth County at the rate of \$15 per day for such services, and on request of either party, to transcribe his notes of such proceedings and evidence, at the rate of eight cents per folio for the original transcript, and two cents per folio for each additional copy of such transcript; the original to be filed with the clerk of said court; the cost of such transcript to be paid by the party requesting the same.

Sec. 3. Laws 1927, Chapter 61, Section 26, is amended to read:

Sec. 26. **Judges, clerk; salary; fees.** The judges of said court shall receive a salary of \$3,900 per annum, to be paid in equal monthly installments from the treasury of the city of Mankato in like manner as other officers of said city. The clerk of said court shall receive as salary besides the salary received as city clerk \$500 per annum to be paid by the city of Mankato out of the treasury of said city, in monthly installments, in like manner as other officers of said city are paid, and the clerk shall receive no other fees or compensation as such clerk for his services. The clerk shall not enter any judgment in any cause nor perform any services required until his fees therefor shall have been paid. Said clerk shall be liable to the city of Mankato on his bond for all sums accruing to him as fees or costs on any judgment entered by him or for any services rendered by him in any cause for any party thereto after the entry of judgment. Said clerk, upon appeal to the supreme court shall receive the same fees allowed by law

to clerks of the district court for like services. For any services to be performed by the clerks of this court for which no fee is provided, the judge of said court may prescribe a fee by rule. The judge of said court for performing the ceremony of marriage shall receive the same fee as is allowed to justices of the peace for the same services.

Approved March 24, 1951.

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CHAPTER 142—S. F. No. 636

(Not Coded)

*An act authorizing the library board of any city having more than 450,000 inhabitants to levy an annual tax not exceeding one mill on all real and personal property within the city in addition to all other taxes authorized to be levied by the city either by law or by the Charter of the City; and repealing Laws 1949, Chapter 527.*

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

**Section 1. Library board established in Minneapolis.** The library board of any city having more than 450,000 inhabitants may levy annually on all real and personal property within the city a tax not exceeding one mill on each dollar of the assessed value thereof in addition to all other taxes authorized to be levied by the city either by law or by the charter of the city. For the purpose of determining such tax limitations property classified as Class 3b or as Class 3c by Minnesota Statutes, Section 273.13, may be computed at 33 1-3 per cent and 40 per cent respectively, of the full and true value of such real property.

**Sec. 2.** Laws 1949, Chapter 527, is hereby repealed.

Approved March 24, 1951.

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CHAPTER 143—S. F. No. 695

(Not Coded)

*An act relating to compensation of register of deeds in*