

additional judge for the fourth judicial district, provided a vacancy in the office of district judge of such district shall then exist, and in the event that a vacancy in such office shall occur prior to July 1, 1955, the governor shall thereupon make such appointment. Such person so appointed shall immediately thereafter qualify and enter upon the duties of the office and hold office until a successor is elected and qualifies. The term of office for said judge shall begin as of September 1, 1953, and a successor shall be elected at the first general election occurring thereafter.

**Sec. 3. Powers of additional judge.** The incumbents of the additional offices created by sections 1 and 2 of this act shall have and exercise all the rights, powers and privileges and shall be subject to the same duties and obligations as are by law granted to and imposed upon the other judge or judges of said court, and said incumbents shall receive the same compensation and be paid in the same manner and at the same time as the other judge or judges in their respective judicial districts.

**Sec. 4.** Laws 1951, Chapter 698, is hereby repealed.

Approved April 24, 1953.

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CHAPTER 695—S. F. No. 606

*An act relating to intoxicating liquor; amending Minnesota Statutes 1949, Section 340.11, Subdivisions 7, 11, and repealing Minnesota Statutes 1949, Section 340.11, Subdivision 9, Section 340.602 and Section 340.61.*

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

**Section 1.** Minnesota Statutes 1949, Section 340.11, Subdivision 7, is amended to read:

**Subd. 7.** Not more than ten "on sale" licenses shall be issued in any city of the third class. Not more than five "on sale" licenses shall be issued in any city of the fourth class, or borough. Not more than ten "on sale" licenses shall be issued in any village of over 10,000 population. Not more than five "on sale" licenses shall be issued in any village of 5,000 to 10,000 population. Not more than four "on sale" licenses shall be issued in any village of 2,500 to 5,000 population. Not more than three "on sale" licenses shall be issued in any village of 500 to 2,500 population. Not more than two "on sale" licenses shall be issued in any village of less than 500 population. In cities of the fourth class containing a population of more than

5,000 situated in counties containing not less than 20,000, nor more than 25,000 inhabitants according to the 1930 federal census, and containing not less than 20, nor more than 21, full and fractional congressional townships, ten "on sale" licenses may be issued. In any city of the fourth class operating under a home rule charter, having a population exceeding 4,000, and not more than 4,500, according to the 1940 federal census, located in a county containing not less than 12, nor more than 13, townships, there may be issued in addition to the five "On Sale" licenses herein provided for, only one "On Sale" license to an hotel which operates a dining room serving meals regularly and which contains not less than 40 sleeping rooms.

Sec. 2. Minnesota Statutes 1949, Section 340.11, Subdivision 11, is amended to read:

Subd. 11. *In* cities of the first class not more than one "off sale" license shall be granted for every 5,000 inhabitants in any such city. Notwithstanding said limitation, any city of the first class in which "Off sale" licenses have heretofore been issued upon an estimated population computed on the increase in population in said city between the federal census of 1920 and the federal census of 1930, or where the 1940 federal census shows a decrease from the 1930 census and as a result of such computation "Off sale" licenses have been issued in excess of one for every 5,000 inhabitants as determined by the federal census of 1940, said city of the first class may continue to issue the number of "Off sale" licenses which said city issued for 1940. In such cities, such licenses shall be issued only to proprietors of drug stores, general food stores and exclusive liquor stores. In all other cities, villages and boroughs the number of "Off sale" licenses to be issued therein shall be determined by the local governing body. In all cities, villages and boroughs other than cities of the first class "Off sale" licenses shall be issued only to proprietors of drug stores and exclusive liquor stores. In any city, village, or borough of less than 1,000 population "Off sale" licenses may be issued to "On sale" licensees.

Sec. 3. Minnesota Statutes 1949, Section 340.11, Subdivision 9, Section 340.602 and Section 340.61, are hereby repealed.

Approved April 24, 1953.

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CHAPTER 696—S. F. No. 693

[Coded]

*An act creating a state employees insurance board and repealing Minnesota Statutes 1949, Section 471.61, Subdivision 2.*