

CHAPTER 140.

AN ACT TO CREATE AN ADDITIONAL JUDGE FOR THE ELEVENTH (11TH) JUDICIAL DISTRICT OF THE STATE OF MINNESOTA.

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

Election of additional judge—power of.

SECTION 1. There shall be elected in the eleventh (11th) judicial district two (2) judges of the district court of such district, either one of whom shall have and exercise the powers of the court as now prescribed by law relative to the present judge of said court, except as otherwise provided by this act; and all laws now in force, whether general or special, as to the qualifications, election, canvass of votes, oaths and term of office and commencement of such term, compensation, jurisdiction, duties, authority, and powers of the present judge of said district court shall apply to each of the judges of said court, and their successors shall be elected and vacancies in their offices filled as now provided in relation to the said judge of said court; *Provided however*, That the present judge of said court shall be a judge of said court for the unexpired term for which he was elected and qualified, and until his successor is elected and qualified.

May act in joint session—who to preside.

SEC. 2. The said judges may act in joint session for the trial or determination of any matter before the court, including the trial of jury cases, and when so acting, the judge senior in office, or if neither be senior in office, the judge senior in age shall preside; if there is a division of opinion, the opinion of the presiding judge shall prevail; process may be tested in the name of either of said judges.

Division of business.

SEC. 3. The business of said court may be divided between said judges and otherwise regulated as they may direct, by rule or otherwise, and each of the said judges may separately try court or jury cases during the same and at the same time.

To be designated as first and second judges—to be chosen from specific district.

SEC. 4. The present judge of said district and his successors in office shall, for the purposes of appointment, election and successors, be known and designated as first judge of said district, and shall during their respective terms of office reside east of the west line of Wadena county, and the judge to be appointed under this act and his successors shall, for the same purposes, be known and designated as second judge of said district, and shall during their respective terms of office reside west of said line, and at all elections for judges of the district court for the eleventh (11th) judicial district. Successors to the present judge of

said district shall be voted for as: "First judge eleventh (11th) judicial district," and successors of the judge to be appointed under this act shall be voted for as: "Second judge eleventh (11th) judicial district."

SEC. 5. Upon the passage and approval of this act, the governor of this state shall appoint a second judge for said district court, who shall hold his office until the next general election and until his successor is elected and qualified.

Second judge to be appointed—term of office.

SEC. 6. This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved February 17, 1885.

CHAPTER 141.

AN ACT TO CREATE THE OFFICE AND TO PRESCRIBE THE DUTIES OF AN ADDITIONAL JUDGE FOR THE SEVENTH JUDICIAL DISTRICT.

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

SECTION 1. There shall be elected in the seventh (7th) judicial district two (2) judges of the district court of such district, either one of whom shall have and exercise the powers of the court as now prescribed by law relative to the present judge of said court, except as otherwise provided by this act; and all laws now in force whether general or special, as to the qualification, election, canvass of votes, oaths and terms of office, and commencement of such term, compensation, jurisdiction duties, authority, and powers of the present judge of said district court shall apply to each of the judges of said court, and their successors shall be elected, and vacancies in their offices filled as now provided in relation to said judges of said court; *Provided, however,* That the present judge of said court shall be judge thereof for the unexpired term for which he was elected and qualified, and until his successor is elected and qualified.

Election of an additional judge—power of.

SEC. 2. The said judges may act in joint session for the trial or determination of any matter before the court, including the trial of jury cases; and when so acting, the judge senior in office, or if neither be senior in office the senior in age shall preside, if there is a division of opinion the opinion of the presiding judge shall prevail, process may be tested in the name of either of said judges.

May act in joint session— who to preside.

SEC. 3. The business of said court may be divided between said judges, and otherwise regulated as they may

Division of business.