

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.

direct by rule or otherwise, and each of said judges may separately try court or jury cases during the same term and at the same time.

Second judge to
be appointed—
term of office.

SEC. 4. Upon the passage and approval of this act the governor of this state shall appoint an additional judge for said district court, who shall hold his office until the next general election, and until his successor is elected and qualified.

When act to
take effect.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved February 26, 1885.

CHAPTER 142.

AN ACT TO DETACH THE COUNTY OF AITKIN, MINNESOTA, FROM THE COUNTY OF CROW WING, AND TO ORGANIZE THE SAME FOR JUDICIAL PURPOSES.

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

Detached from
Crow Wing
County for ju-
dicial purposes.

SECTION 1. That the county of Aitkin, Minnesota, which has heretofore been attached to the county of Crow Wing, Minnesota for judicial purposes, chapter ninety-four (94) general laws of one thousand eight hundred and seventy-one (1871), be and the same is hereby detached from said Crow Wing county, and organized for judicial purposes, with the rights and privileges of other organized counties of this state.

County com-
missioners to
appoint clerk of
court and
county attor-
ney.

SEC. 2. That the county commissioners of said Aitkin county shall within thirty (30) days after the passage of this act appoint to the office of the clerk of court and to the office of county attorney of said county, persons eligible to said offices respectively, who shall qualify in the manner required by law and who shall hold their said office until the next general election and until their successors are elected and qualified.

Terms and time
of holding
court.

SEC. 3. That there shall be held in said county of Aitkin two terms of the district court in each year, the time for the commencement of which shall be fixed by the judge of said court at least ninety (90) days before the commencement of said term of court, notice of which shall be given as said judge may direct, until otherwise provided by law. And all suits, actions and proceedings now pending in the district court for the counties of Crow Wing, Case, Itasca and Aitkin, which by law would have been triable in said