

CHAPTER 151.

[S. F. No. 178.]

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:

District court eleventh district, number of judges increased.

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 which 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, elections, 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 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.

Judges may act in joint session

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.

Business may be divided.

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.

Judge fourteenth district.

SEC. 4. The judges hereinbefore mentioned shall be exclusive of the Hon. Ira B. Mills, who was elected second judge of the eleventh (11th) judicial district, but who was assigned to perform the duties of judge of the fourteenth (14th) judicial district by the act of legislature creating that district.

Governor shall appoint.

SEC. 5. Upon the passage and approval of this act, the governor shall appoint an additional judge for said district court for the eleventh (11th) judicial district, who shall hold his office until the next general election and until his successor is elected and qualified.

When act to take effect.

SEC. 6. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved April 13, 1889.