

dorsement upon the writ, process, summons or subpoena to the following effect: "At the request and risk of the plaintiff, I authorize A. B. to execute and return this writ. E. F. justice of the peace;" and the person so empowered shall thereupon possess all the authority of a constable in relation to such process, and be subject to the same obligations.

SEC. 3. Each constable in and for said city of Saint Paul may, in writing, under his hand, which writing shall be filed in the office of the clerk of the said city of Saint Paul, appoint one (1) or more deputies, for whose acts said constable shall be responsible on his official bond, and which deputy or deputies he may remove at pleasure; said act of removal to be likewise in writing under said constable's hand and filed in said clerk's office. Each deputy before entering upon his official duties shall take the oath of office which said constables are required by law to take.

SEC. 4. Each deputy shall receive for his services such compensation from the constable by whom he shall have been appointed as may be agreed upon between said constable and said deputy.

SEC. 5. All acts or parts of acts inconsistent with this act are hereby repealed in so far as the same shall affect the city of Saint Paul.

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

Approved March 20, 1889.

CHAPTER 450.

[H. F. No. 480.]

AN ACT TO ESTABLISH CITY JUSTICES OF THE PEACE IN THE CITY OF MINNEAPOLIS.

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

SECTION 1. There shall be elected at the general election of city officers, for the city of Minneapolis, in the year eighteen hundred and ninety-two (1892), and at the general city election every second (2d) year thereafter, three (3) justices of the peace within and for said city.

SEC. 2. The term of office of said justices of the peace so elected shall commence on the first Monday in January, A. D. eighteen hundred and ninety-three (1893), and they shall hold their offices for two (2) years and until their successors are elected or appointed and qualified.

Provided, That no election for justices of the peace for said city shall be held before said general election in the year A. D. eighteen hundred and ninety-two (1892), but the term of office of the justices

of the peace elected at the general election in November, A. D. eighteen hundred and eighty-eight (1888), in said city, shall commence on the seventh (7th) day of April, A. D. eighteen hundred and eighty-nine (1889), and they shall hold their offices for the term of two (2) years and until their successors are elected and qualified under this act.

SEC. 3. Said justices of the peace shall be elected from the following parts of said city, to-wit:

One from that portion of said city lying west of the Mississippi river and north and west of First avenue south in said city.

One from that portion of said city lying west of the Mississippi river and south and east of said First avenue south.

And one from that part of said city lying east of the west channel of said Mississippi river.

SEC. 4. Said justices of the peace must be residents of the respective districts from which they are elected, and shall be elected by the qualified voters of their respective districts.

Provided, That such justice shall at all times keep and maintain an office for the transaction of business in the district from which he was elected.

SEC. 5. Every person elected to the office of justice of the peace under the provisions of this act or at said election in November, eighteen hundred and eighty-eight (1888), shall before the commencement of his term of office, take and subscribe before any officer authorized to administer oaths, an oath to support the constitution of the United States, and of the state of Minnesota, and faithfully and impartially to discharge the duties of his office, according to the best of his ability. He shall also execute a bond to the city of Minneapolis, with two or more sufficient sureties, to be approved by the president of the city council of said city, in the penal sum of not less than five hundred (500) dollars, nor more than one thousand (1,000) dollars, conditioned for the faithful discharge of his official duties. Said president of said council shall endorse thereon his approval of the sureties named in said bond, and such justice shall immediately file the same together with his oath of office, with the city clerk of said city, for the benefit of any person aggrieved by the acts of said justice, and any person so aggrieved may maintain an action on said bond in his own name against said justice and his sureties.

SEC. 6. If any person elected to the office of justice of the peace in said city, neglects to file his bond and oath as required by this act, such neglect shall be deemed a refusal to serve in said office, and said office shall become vacant.

SEC. 7. Whenever a vacancy occurs in the office of such justice of the peace from death, resignation, removal from his district or other cause, the city council of said city shall at any regular meeting thereof, fill said vacancy by a vote of a majority of said council, and the person so appointed shall hold his office until the next election of city justices, and until his successor is elected and qualified, and shall have the same powers and be subject to the same duties and penalties as if he had been duly elected.

SEC. 8. Said justices of the peace shall have the same powers and jurisdiction as is conferred upon justices of the peace by the general

laws of the state of Minnesota, and chapter sixty-five (65) of the general statutes of eighteen hundred and seventy-eight (1878), relating to justices of the peace, shall apply to said city justices, except that such justices of the peace shall not have jurisdiction in any criminal action or proceeding, excepting actions of forcible entry and unlawful detainer, and that all summons, writs or process issued by said justices of the peace may be directed to and served by any police officer of the city of Minneapolis, the sheriff or any constable of the county of Hennepin.

Provided, That the jurisdiction of the said justices of the peace shall not extend beyond the corporate limits of the city of Minneapolis; and no justice of the peace outside of said city shall have jurisdiction to issue any summons or process in any civil action to be served within said city of Minneapolis, and any service of any such summons or process from such justice of the peace made within said city, shall be void.

SEC. 9. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved March 7, 1889.

CHAPTER 451.

[H. F. No. 481.]

AN ACT TO RECORD AND PRESERVE CERTAIN INSTRUMENTS IN THE OFFICE OF THE REGISTER OF DEEDS OF HENNEPIN COUNTY.

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

SECTION 1. The register of deeds of the county of Hennepin is hereby authorized to procure at the expense of said county, suitable record books and to transcribe therein all unrecorded sheriff's certificates in mortgage foreclosure proceedings, sheriff's certificates of execution sales, writs of attachment, notices of lis pendens and notices of levy now on file in his said office, and which have been filed therein since the first (1st) day of January, A. D. eighteen hundred and fifty-seven (1857).

SEC. 2. The said register of deeds shall receive as fees for recording said instruments seven and one-half ($7\frac{1}{2}$) cents a folio.

SEC. 3. This act shall take effect and be in force from and after the date of its passage.

Approved March 1, 1889.