

CHAPTER 102.

S. F. No. 265.

An act to amend section four (4), chapter two hundred and twenty-nine (229) of the General Laws of 1895, entitled "An act to establish municipal courts in incorporated cities having a population of less than 5,000 inhabitants."

Municipal courts in cities of less than 5,000 population.

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

SECTION 1. That section four (4) of chapter two hundred and twenty-nine (229) of the Laws of 1895, be and the same are [is] hereby amended so as to read as follows:

Sec. 4, C. 229, Laws 1895, amended.

Sec. 4. Before entering on the duties of his office, the judge shall take and subscribe an oath as prescribed in the General Statutes for judicial officers, which oath shall be filed in the office of the city recorder of said city.

Oath of Judge; how made and filed.

He shall have the general powers of judges of courts of record, and may administer oaths and take and certify acknowledgements in all cases, and as a conservator of the peace shall have all power and authority which is by law vested in justices of the peace, or any other judicial officer.

Judge to have powers of courts of record.

In cases of sickness or other cause requiring his absence or in case the judge is interested, either directly or indirectly, or in which he would be excluded from sitting as a juror, or in any case in which he has been, before his election or appointment to the office of municipal judge, an attorney, he may procure any competent and disinterested attorney in the county to act for him.

May call competent attorney in his place when sick.

Such attorney so called in shall take and subscribe the same oath of office and have all the powers possessed by the municipal judge in said matter, or during such time as he may, by the written order of such municipal judge, be requested so to act. Prior to the entry of such appointed person upon the discharge of such judicial functions, the judge shall enter a full copy of such order in the records of the court.

Attorney called to act to take oath.

Nothing in this act shall be so construed as to disqualify or prevent the municipal judge from practicing as an attorney in any court of this state, except in said municipal court.

Judge not disqualified to act as attorney.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 29, 1899.