

Sec. 4. City Treasurer to be custodian.—The Treasurer of such city shall have custody of and be responsible for the safe keeping of all cash, securities, title papers, records and documents appertaining to the property, the administration and management of which devolves upon the Directors of Trusts, and shall furnish such information as to such cash and other property held by him as may be requested by said Directors of Trusts. He shall keep the cash and other property of each trust separate and pay out and deliver the same from time to time upon order of such Board of Directors of Trusts made in accordance with their rules and regulations in carrying out their duties as such Board of Directors of Trusts.

Sec. 5. Directors to receive no compensation.—The Directors of Trusts in the discharge of their duties and within the scope of their powers aforesaid shall be considered agents of the city, but no compensation or emolument whatever shall be received by such Director for such service, nor shall any such Director have or ever acquire any personal interest in any contract whatever made by such Directors of Trusts in carrying out their duties or powers as such; nor shall any such Director receive directly or indirectly any compensation for services rendered or material or supplies furnished to any person while an inmate of any institution conducted by such Directors of Trusts. Any such Director violating any of the provisions of this section shall thereby be disqualified from further acting as such Director and the vacancy so caused shall be filled under the provisions of Section 2 hereof.

Sec. 6. Application.—This act shall apply to all cities of this state of the first class having over 50,000 inhabitants, including any such city operating under a charter adopted pursuant to Section 36, Article 4 of the State Constitution, except that it shall not apply to any city operating under a charter adopted pursuant to Section 36, Article 4 of the State Constitution providing for a department or Board with authority to exercise and discharge the rights, powers and duties herein provided to be exercised and discharged by the Board of Directors of Trusts, nor to any city which now has erected and/or now maintains any such hospital jointly with any county.

Approved March 14, 1931.

CHAPTER 57—H. F. No. 84

An act to amend Sections 9, 17, 35 and 43, Chapter 238, Laws 1923, as amended by Section 5, Chapter 85, Laws 1925 entitled "An act to confirm and continue the present Municipal Court of

the city of Duluth, in the county of St. Louis and state of Minnesota, and to enlarge the jurisdiction of said court and to regulate the practice and procedure therein."

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

Section 1. Powers and duties of Judges.—That Section 9, Chapter 238, Laws 1923, be and the same hereby is amended to read as follows:

"Section 9. The judges of said court shall have the general powers of judges of courts of record, and may administer oaths, take and certify acknowledgments in all cases, and as conservators of the peace, shall have all power and authority which is or may hereafter be vested in justices of the peace, or any other judicial officer of this state.

"They shall see that the criminal laws of this state and the ordinances, laws, regulations and by-laws of said city are observed and executed; and for that purpose shall open said court every morning, Sunday and legal holidays excepted, proper provision being made for bail to appear the next day following such Sunday or legal holiday and proceed to hear and dispose of all cases which shall be brought before them by the police officers of said city, or otherwise, either with or without process for the violation of the criminal laws of this state committed within the county of St. Louis, and to hear, try and determine in a summary manner all cases of violation of the ordinances, laws, regulations and by-laws of said city.

"Said judges shall have power to make and prescribe such rules and regulations for the government of said court and the dispatch of business coming before it, as shall by them be deemed proper, and as shall not be inconsistent with the provisions of this act and the laws of the state.

"Each judge of said court shall have power, both before and after commitment, to reduce, commute or stay any sentence imposed by him in any case, or to parole any person convicted when it is made to appear to the satisfaction of said judge that such action will be for the best interests of the public and of such convicted person."

Sec. 2. Terms of court.—That Section 17, Chapter 238, Laws 1923, be and the same hereby is amended so as to read as follows:

"Section 17. Said court shall hold regular terms for the transaction of civil business and trial of civil actions on the first Monday of every month, except the months of July and August, which terms shall continue from day to day, with such adjournments as the court may deem proper, until the business of such term shall be finished. Provided, that any judge of said court may set cases

for hearing and trial upon any day in that or any subsequent term, and provided further that if the first Monday of any month in which a term of court is to be held is a Legal holiday then the term shall commence on the next succeeding day.

"The terms of said court shall open at ten (10) o'clock in the forenoon. All proceedings in civil causes shall be conducted in a room separate and apart from the room wherein criminal proceedings are being conducted."

Sec. 3. **Disbursements.**—*That Laws 1923, Chapter 238, Section 35 be and the same hereby is amended so as to read as follows:*

"Section 35. Disbursements necessarily made or incurred shall in all cases be allowed to the prevailing party.

Provided, however, that in actions for the recovery of money only, of which the conciliation court of the city of Duluth has concurrent jurisdiction, the plaintiff, if he recover no more than \$25.00 shall not recover any disbursements."

Sec. 4. **Drawing of juries—discharge of juries.**—*That Laws 1923, Chapter 238, Section 43, as amended by Laws 1925, Chapter 85, Section 5, be and the same hereby is amended so as to read as follows:*

Section 43. Twenty (20) jurors shall be drawn for each general term of said court, and shall be summoned to appear at said court at ten (10) o'clock in the forenoon of the second (2nd) day of the term for which they are drawn to attend and serve as jurors for the trial of actions in said court, and shall so remain in attendance unless excused by the court until the jury cases for such term are concluded and they are finally discharged for the term by order of the court.

Provided, however, that whenever during the months of July and August a jury shall be demanded by a defendant entitled to the same in any criminal action or by any of the parties in any forcible entry or unlawful detainer action, the court shall direct the clerk of said court to summon a sufficient number of jurors for attendance upon the court for the trial of any such action upon the day set for the same."

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

Approved March 14, 1931.