

CHAPTER 187—H. F. No. 648

An act establishing a municipal court for the Village of Gaylord; defining and limiting the powers and duties of said court; providing for the election, fees and term of office of the judge; providing for the appointment of a special judge; and providing for the furnishing of office space for said court and the necessary form blanks in criminal proceedings.

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

Section 1. Municipal court of Gaylord established.—A court of record to be known as "The Municipal Court of Gaylord" is hereby established in and for the village of Gaylord, county of Sibley and state of Minnesota. At the next annual village election, to be held in said village, there shall be elected one judge, to hold office for a period of four years and until his successor is elected and qualified. The time of taking and relinquishing said office shall be the same as that of other village officers of the village of Gaylord. Said judge, within ten days following his election, shall file with the secretary of state his official oath and bond in the sum of \$1,000, to be in such form as the attorney general shall prescribe, and shall be approved by the village council of the village of Gaylord. The premium on said bond shall be paid out of the treasury of the village of Gaylord.

Sec. 2. Shall be court of record—duties—powers.—Said court shall be a court of record and its jurisdiction shall be co-extensive with, and limited to, the county of Sibley. Except as may otherwise be provided by this act, the municipal court, and the judge thereof, shall have, in matters within its jurisdiction, all the powers and duties of judges of municipal courts now existing in this state under the general laws thereof, within villages and cities other than of the first class. All laws now applicable to such municipal courts and relating to the rules, practices, terms, venue and change of venue of such courts shall apply to and govern the said municipal court of Gaylord.

Sec. 3. Governor to appoint judge.—Until the next annual village election to be held in the village of Gaylord, the governor shall appoint a competent person to act as municipal judge, who shall qualify in the manner herein provided, and who shall hold office until his successor is elected and qualified.

Sec. 4. Governor may appoint sitting judge.—In the event of the absence, disability or death of the municipal judge, the governor shall designate a competent person to

sit in place of such municipal judge from day to day, and such special judge shall be subject to the same rights, powers and duties as are herein conferred upon the municipal judge.

Sec. 5. Judge shall act as court clerk—disposition of fines and fees.—The judge of said municipal court shall act as clerk of said court. The judge shall receive all fines, deposits, penalties and other money paid into court and keep detailed accounts thereof. On or before the tenth day of each month, he shall pay to the village treasurer all such sums then in his hands, except such fees which he is entitled to retain as his compensation as hereinafter provided.

Sec. 6. Compensation.—Said municipal judge shall receive no salary out of the treasury of the village of Gaylord, but he shall receive as compensation the fees allowable by Mason's Minnesota Statutes of 1927, Section 239.

Sec. 7. Village shall provide court room.—The village council shall provide adequate space for the municipal judge to be used as a court room, and a set of the compiled statutes of this state and all subsequent compiled statutes, together with all session laws of this state hereafter enacted. The village council shall provide the municipal judge with all necessary blank forms in criminal proceedings in said court.

Sec. 8. Jurisdiction of court.—Said court shall have jurisdiction over offenses committed within the village of Gaylord and shall have jurisdiction, concurrently with the justices and other courts, over all offenses committed elsewhere within the county. All cases arising under the ordinances or by-laws of the village of Gaylord shall be tried by said court without a jury. Appeals may be taken from the orders and decisions and judgments of said judge in the same manner as provided for appeals in other municipal courts now organized and existing under the general laws of the state of Minnesota.

Approved April 10, 1941.

CHAPTER 188—H. F. No. 691

An act relating to the preparation of ballot labels for voting machines, preparation of voting machines for use at elections and for designation of representatives of parties and candidates to inspect such machines; amending Mason's Supplement 1940, Section 601-8(1)o.