

than \$30.00 shall be paid in any one year to the president; and the trustees shall be entitled to receive as compensation for each day's service necessarily rendered or council meeting attended, the sum of \$1.50 per day or meeting but no more than \$20.00 shall be paid to each trustee in any one year in any such village.

Approved April 14, 1941.

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#### CHAPTER 222—H. F. No. 1196

*An act authorizing the sale of certain school land in St. Louis County, having frontage on a public lake.*

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

**Section 1. Commissioner of conservation to sub-divide and sell certain lands.**—The commissioner of conservation is hereby authorized to subdivide the east one-half of the south-east quarter of section 16, township 57, range 21 into smaller parcels or village lots, and to appraise and offer such parcels or lots for sale as provided by law. Said land may be sold notwithstanding the fact that it has frontage on a public lake, provided that a strip 33 feet in width landward from the ordinary high water mark be reserved by the state.

Approved April 14, 1941.

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#### CHAPTER 223—H. F. No. 1430

*An act to establish a municipal court in the city of St. Cloud, counties of Stearns, Benton and Sherburne, state of Minnesota; legalizing proceedings heretofore taken under the provisions of Extra Session Laws 1935, Chapter 88.*

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

**Section 1. Municipal court of the city of St. Cloud established.**—A court of record to be known as the municipal court of the city of St. Cloud is hereby established in and for the city of St. Cloud, in the counties of Stearns, Benton and Sherburne.

**Sec. 2. Laws applicable to said court.**—All of the provisions of Chapter 5 of Mason's Minnesota Statutes of 1927, and acts amendatory thereof and supplementary thereto, relating to municipal courts and the municipalities wherein the same are established and organized, except the portions thereof relating exclusively to courts in cities of the first class and cities of the fourth class, and except as herein otherwise provided, shall be applicable to said court, to said city and the officers thereof.

**Sec. 3. Jurisdiction of court.**—The jurisdiction of said court shall be coextensive with and limited to the counties of Stearns, Benton and Sherburne. All process issued out of said court shall be directed to the sheriffs and the constables of said counties and to the police officers of the city of St. Cloud. Any such process and the summons in any action commenced in said court may be served within the territorial jurisdiction thereof by the sheriff or any constable of said counties or any police officer of said city.

After said court has been organized, no justice of the peace or city justice shall issue any summons or other process in a civil action returnable or to be served in the city of St. Cloud, and no such summons or other process shall be served within said city, except executions upon existing judgments and summons to be served in accordance with the provisions of Mason's Minnesota Statutes of 1927, Section 9084. The service of any summons or other process issued or served contrary to the provisions of this act shall be void.

**Sec. 4. Judges of court—qualifications—appointment.**—There shall be two judges of said court, one of whom shall be the municipal judge and the other the special municipal judge, who shall have the powers and duties prescribed by law and who shall be elected at the regular city election for a term of four years, beginning on the first Monday next following their election, and until their successors are elected and qualify; the judges of said court shall be residents of the city of St. Cloud, qualified electors therein, persons learned in the law and duly admitted to practice as attorneys in this state. The first judges of said court shall be appointed by the governor, and shall hold office until their successors are elected and qualified. Such judges shall be elected at the next general city election in the city of St. Cloud, and every four years thereafter.

**Sec. 5. Court officers.**—The provisions of Mason's Minnesota Statutes of 1927, Section 226, shall not apply to said court or to said city, but the chief of police of said city, upon

the request of the municipal judge, shall designate one or more members of the police force of said city to act as court officers, to attend such sessions of the court and perform such duties in connection therewith as the court may order.

**Sec. 6. Statutes not to apply—exceptions.**—The provisions of Mason's Minnesota Statutes of 1927, Section 227, shall not apply to said court or to the municipal judge thereof until and unless the city commission of said city shall so provide by resolution.

**Sec. 7. City commission to fix compensation.**—Said city commission shall by resolution determine the manner and amount of compensation of the municipal judge, the special municipal judge, the clerk, the court reporter, if the employment of a court reporter be authorized as herein provided, and the other officers of said court.

**Sec. 8. Fines and forfeitures to be paid into treasury.**—All fines and forfeitures imposed by said court for violations of the laws of the state or the ordinances, by-laws or regulations of said city shall be paid into the treasury of and belong to said city; provided that said city shall pay over, as directed by the court, all money received on account of fines and forfeitures so imposed which are specially granted or appropriated by law to any department, division, bureau or board of the state of Minnesota for the maintenance or use of such department, division, bureau or board.

**Sec. 9. Provisions severable.**—The various provisions of this act shall be severable, and if any part or provision shall be held to be invalid, it shall not be held to invalidate any other part or provision hereof.

**Sec. 10. Certain acts validated.**—All judgments entered, process issued, fines, sentences and forfeitures imposed and all other proceedings transacted prior to the passage of this act, in and by the municipal court of the city of St. Cloud as established by Extra Session Laws 1935, Chapter 88, are hereby legalized and made valid and effective, and all proceedings pending therein may be continued in the municipal court of the city of St. Cloud established under the provisions of this act. Any payments of salaries of the judges of the municipal court of the city of St. Cloud as established by Extra Session Laws 1935, Chapter 88, and any payment of other expenses of said court, is hereby legalized and validated.

Approved April 14, 1941.