

his hands in virtue or by reason of his office. ~~Such bond shall be filed with the same officer as the bond of the clerk.~~

Approved April 26, 1963.

CHAPTER 361—H. F. No. 819

An act relating to the municipal court of the city of Duluth; amending Minnesota Statutes 1961, 488A.56, Subdivision 1.

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

Section 1. Minnesota Statutes 1961, Section 488A.56, Subdivision 1, is amended to read:

488A.56 Duluth municipal court; criminal cases, costs; witness and interpreter fees. Subdivision 1. In all criminal cases tried and determined in said court in which the defendant is convicted, the clerk shall tax as costs of the court:

(a) Where no warrant is issued and the defendant pleads guilty, \$5; (b) where a warrant is issued and the defendant pleads guilty, \$7.50; (c) where the defendant pleads not guilty and is tried by the court and found guilty, \$10; (d) where the defendant pleads not guilty and is tried by a jury and found guilty, \$20; said sums respectively to be in addition to all costs of witnesses and interpreters; ~~and where a jury trial is had, a jury fee of \$3.~~

Approved April 26, 1963.

CHAPTER 362—H. F. No. 820

An act relating to the municipal court of the city of Duluth; amending Minnesota Statutes 1961, Section 488A.76, Subdivision 1.

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

Section 1. Minnesota Statutes 1961, Section 488A.76, Subdivision 1, is amended to read:

488A.76 Duluth conciliation court; counterclaims, judgments, transfer of cases, pleadings, process, rules. Subdivision 1. ***Jurisdiction, counterclaims; transfer of cases; judgments.*** In case the amount in the controversy claimed in the counterclaim on the part of the defendant exceeds the sum of ~~\$100~~ \$200 and the judge, after

Changes or additions indicated by italics, deletions by strikeout.

a hearing thereon, is satisfied that said counterclaim is in good faith, said court shall immediately cause an entry of the fact to be made of record and cease all further proceedings in the case and shall enter an order directing the clerk to transfer the case to the municipal court proper for trial upon the issues presented by the original claim and the counterclaim. The said municipal court, upon the payment to the clerk thereof of the entry or filing fee of the said municipal court by either of the parties thereto, shall proceed in the cause to final judgment and execution, according to law, the same as if said action had originally been commenced in the said municipal court, and the costs shall abide the event of the suit. If, however, the amount in controversy claimed in the counterclaim of the defendant is \$100 \$200 or less, or, if said judge is of the opinion that the counterclaim, if any, in excess of \$100 \$200, is not in good faith, he shall retain jurisdiction and shall proceed summarily to hear and determine the cause of action and cause judgment to be entered on the docket of the clerk. Said judgment shall have all the force and effect of a judgment of a court of record. In case of a judgment for the recovery of money only, said judgment may by its terms provide for the satisfaction of the same by the payment of the same into the said conciliation court, either in a lump sum, or by installments, in such amounts and at such times, as to such judge, under all the circumstances of the case, may seem just and reasonable. In case judgment is not removed by demand of either party to the said municipal court within ten days after the entry thereof, as provided in this act, and said judgment remains unsatisfied, said conciliation ~~judge~~ *court* may retain jurisdiction for the collection, satisfaction or modification of the terms of said judgment in the said conciliation court, or, ~~he~~ may, on application therefor, order that a transcript of such judgment shall be issued by the clerk of the said conciliation court to the municipal court proper and that such judgment shall be docketed by the clerk of the said municipal court in the same manner and enforced as the judgment of the said municipal court, provided, however, that before any transcript of judgment shall issue from the said conciliation court to the municipal court proper, the said conciliation ~~judge~~ *court* shall, if necessary, modify the terms of said judgment so as to have the transcript show a judgment for a specific sum.

Approved April 26, 1963.

CHAPTER 363—H. F. No. 821

An act relating to the municipal court of the city of Duluth; amending Minnesota Statutes 1961, Section 488A.74.

Changes or additions indicated by italics, deletions by ~~strikeout~~.