

CHANGES

IN THE

General Statutes of 1878,

OF THE

STATE OF MINNESOTA,

EFFECTED BY THE GENERAL LAWS OF THE EXTRA
SESSION OF 1881, AND THE REGULAR
SESSION OF 1883.

Arranged with reference to the Chapter and Section Amended.

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CHAPTER LXI.

MARRIAGE.

§ 11. **Record and certificate of marriage to be made.** Every person solemnizing a marriage shall make a record thereof, and within one month make and deliver to the clerk of the district court of the county where the marriage took place, or of the county to which said county is attached for judicial purposes, a certificate under his hand containing the particulars mentioned in the preceding section, which certificate shall be filed and recorded by said clerk in a book kept by him for that purpose; and said clerk shall be entitled to receive the sum of twenty-five cents for recording said duplicate certificate from the person offering the same for record. (*As amended* 1883, c. 68, § 1.)

See page 624.

CHAPTER LXIV.

DISTRICT COURTS.

POWERS AND JURISDICTION.

§ 3. **Power to issue writs, etc.** The said courts in term time, and the said judges thereof in vacation, have power to award throughout the state, returnable to the proper county, writs of injunction, *ne exeat*, *certiorari*, and all other writs or processes necessary to the perfect exercise of the powers with which they are vested, and the due administration of justice. (*As amended* 1881, *Ex. Sess.* c. 8.)

See page 633.

DISTRICT COURT FOR FIRST DISTRICT.*

§ 17a. **Judges in first judicial district.** There shall be elected in the first judicial district two judges of the district court of such district, either one of whom shall have and exercise the powers of the court as now prescribed by law relative to the present judge of said court, except as otherwise provided by this act; and all laws now in force, whether general or special, as to the qualifications, election, canvass of votes, oaths and term of office, and commencement of such term, compensation, jurisdiction, duties, authority, and powers of the present judge of said district court shall apply to each of the judges of said court, and their successors shall be elected and vacancies in their offices filled as now provided in relation to the said judge of said court: *provided, however*, that the present judge of said court shall be the judge of said court for the unexpired term for which he was elected and qualified, and until his successor is elected and qualified. (1881, *Ex. Sess.* c. 85, § 1.)

§ 17b. **May act in joint session—process.** The said judges may act in joint session for the trial or determination of any matter before the court, including the trial of jury cases; and when so acting, the judge senior in office, or, if neither be senior in office, the judge senior in age shall preside; if there is a division of opinion, the opinion of the presiding judge shall prevail. Process may be tested in the name of either of said judges. (*Id.* § 2.)

§ 17c. **May divide business and act separately.** The business of said court may be divided between said judges, and otherwise regulated as they may direct, by rule or otherwise, and each of the said judges may separately try court or jury cases, during the same term and at the same time. (*Id.* § 3.)

§ 17d. **Governor to appoint a judge.** Upon the passage and approval of

(*An act to create an additional judge for the first judicial district of the state of Minnesota. Approved November 19, 1881. *Laws* 1881, *Ex. Sess.*, c. 85.)