

to be elected by the city and county at large, at the time, in the manner, and for the term, as now prescribed by law for the election of such Justices.

SEC. 3. The Board of Supervisors shall, biennially, appoint one of the Justices of the Peace to be Presiding Justice, who, as such, shall hold office for two years, and until his successor shall in the same manner be appointed; and any one of the other Justices may attend, preside, and act as Presiding Justice during the temporary absence or disability of the Justice so appointed. The Board of Supervisors shall also appoint a Justices' Clerk, on the written nomination and recommendation of the said Justices, or a majority of them, who shall hold office for two years, and until his successor is appointed and qualified.—[Amendment March 30, 1872.] \* \* \* \* \*

SEC. 4. [Office of Constable abolished, Act February 10, 1870; which also provides]: that the Sheriff of the City and County of San Francisco shall be the officer of said Court, and in addition to the Deputies now allowed by law, may appoint three Deputies, whose duty it shall be to assist said Sheriff in serving and executing all the processes, writs, and orders of the said Justices' Court. Said Deputies shall receive a salary of one hundred and twenty-five dollars per month each, payable monthly out of the City and County Treasury, and out of the Special Fee Fund, after having been first allowed and audited as other similar demands are by law required to be audited and allowed.—[Amendment Act February 10, 1870.]

SEC. 5. The Board of Supervisors shall provide in some convenient locality in said city and county, a suitable building, with rooms for the Clerk's Office, Court Room, and separate rooms for offices or chambers for each of the Justices of the Peace (the Presiding Justice excepted), for the transaction of their official business, and shall also provide suitable furniture therefor; or if said Board should deem it necessary and expedient, offices or chambers for the Justices may be provided and assigned for them in different buildings and places. At the Clerk's Office, the presiding Justices and Justices' Clerk shall be in attendance daily, non-judicial days excepted, from the hour of nine A.M. until five P.M., and at such other convenient hours as may be required by urgent official business; and the other Justices aforesaid shall be in attendance at their respective offices or chambers, for the dispatch of official business, daily, from the hour of nine A.M. until five P.M. \* \* \* \* \* The Justices of the Peace, severally, shall be allowed in any action before them, for all services of every kind whatsoever required to be performed by them before the entry of judgment in such action, two dollars, and for the entry of judgment and all proceedings subsequent thereto, including all affidavits, swearing witnesses, and jury therein, three dollars; and under no pretext whatever shall said Justices, in any action, be authorized or legally entitled to ask, demand, or receive any other or further fee or charge, except for copies of papers on appeal as hereinafter provided.—[Amendment February 13, 1872.]

[Sections 6-18 refer to the proceedings in the Court and the mode of conducting the same. Amended, Acts February 10 and April 2, 1870.]

SEC. 19. The Justices of the Peace,\* Justices' Clerk, and Justices' Clerk's Deputy shall receive for their official services the following salaries, and no other compensation, payable monthly out of the City and County Treasury, and out of the Special Fee Fund, after being first allowed and audited as other similar demands are by law required to be allowed and audited: to the Presiding Justice, three thousand dollars per annum; to the Justices' Clerk, and each of the Justices of the Peace (the Presiding Justice excepted), twenty-four hundred dollars each per annum, and to the Justices' Clerk's Deputy, twelve hundred dollars per annum.—[Amendment March 30, 1872.]

[Sections 20 and 21 prescribe who shall practice in said Court. Amended February 10 and April 2, 1870.]

SUPPLEMENTAL XXX.—An Act to amend Section Fifty of the Code of Civil Procedure.—Approved March 30, 1874.

SECTION 1. Section fifty of said Code is hereby amended so as to read as follows: Sec. 50. The April and October terms of this Court shall be held at the capital of the State. If proper rooms in which to hold the Court, and for the accommodation of the officers thereof, are not provided for by the State, together with attendants, furniture, fuel, lights, and stationery, suitable and sufficient for the transaction of business, the Court may direct the Sheriff of the county in which it is held to provide such rooms, attendants, furniture, fuel, lights, and stationery, and the expenses thereof, certified by a majority of the Justices to be correct, must be paid out of the State Treasury. The January and July terms of this Court may be held at the City and County of San Francisco, provided the Board of Supervisors thereof, at the discretion of said Board, shall procure and maintain at the expense of said city and county, rooms and furniture acceptable to the Justices of said Court for the accommodation of the business thereof; and of its respective officers, together with necessary attendants, fuel, and lights. And the Board of Supervisors of said city and county are hereby authorized to appropriate all necessary funds to defray the expenses aforesaid, payable out of the General Fund of said city and county. If the said Board of Supervisors shall accept the provisions of this

\* Authorized to appoint a Janitor at seventy-five dollars per month.—[Act March 30, 1868.]