

Act, and procure the necessary rooms and furniture of said city and county for the accommodation of said Court and its officers, then it shall be the duty of said Board to permanently maintain such rooms and furniture, together with the necessary attendants, fuel, and lights, and upon the failure of said Board so to do, after having accepted the provisions of this Act, as aforesaid, the Court may direct the Sheriff of said city and county to provide such rooms, furniture, fuel, and lights, and the expenses thereof, certified by a majority of the Justices to be correct, shall be a charge against said city and county, and must be paid out of the General Fund thereof; until such time as the Board of Supervisors of said city and county shall accept the provisions of this Act, the January and July terms of this Court shall continue to be held at the capital of the State: *provided*, that in no event shall the State hereafter be put to any additional expense of any kind, character, or nature by reason of the holding of any term or terms of said Court at said City and County of San Francisco.

SEC. 2. All Acts and parts of Acts inconsistent with the provisions of this Act are hereby repealed.

SEC. 3. This Act shall take effect and be in force from and after its passage.

SUPPLEMENTAL XXXI.—*An Act to Establish a Municipal Court in the City and County of San Francisco.*  
—Approved March 31, 1870.

SECTION 1. There shall be and hereby is established, within the City and County of San Francisco, a Municipal Court, to be called and known by the name of the Municipal Criminal Court of the City and County of San Francisco.

SEC. 2. A Judge of said Court shall be elected by the qualified electors of said city and county, at the next special judicial election, to be held in the year eighteen hundred and seventy-one, who shall hold his office for the term of four years from the first day in January next after his election: *provided*, that the Governor shall immediately after the passage of this Act appoint and commission some suitable person, who has been a resident of said City and County of San Francisco for the past five years, as a Judge of said Municipal Court, who shall hold such office until his successor is duly elected, in the manner hereinbefore provided, and who shall qualify according to law. When any vacancy occurs in the office of Judge of said Court, it shall be filled by the Governor, by the appointment of some suitable person for the unexpired term.

SEC. 3. The said Court shall hold its sessions in the City and County of San Francisco, in such central and convenient place as shall be provided for that purpose by the Board of Supervisors of said City and County of San Francisco.

SEC. 4. The said Court shall be a Court of Record and shall have a seal, to be devised by the Judge thereof, a description of which shall be entered on the minutes of the Court and filed in the office of the Secretary of State. And the said Court shall have the same power as the District Court to regulate its forms of process and proceedings and to make rules for its own government.

SEC. 5. All writs and process issued out of said Municipal Court shall be in the form prescribed for writs and process issued out of the District Court, and shall be executed and returned in like manner; and said Court shall have power to issue all writs of subpena and other process, and the same may be served beyond the limits of the City and County of San Francisco and shall be considered of the same effect as writs and process issued out of the District Courts; and obedience to such subpena, when properly issued and served, may be enforced in like manner as obedience to a subpena may be enforced by the District Courts.

SEC. 6. An appeal may be taken to the Supreme Court from any judgment or order of the said Municipal Criminal Court in like manner as from an order or judgment of the District and County Courts, and all laws regulating appeals from District and County Courts shall be deemed applicable to appeals from the said Municipal Criminal Court.

SEC. 7. All laws regulating proceedings in the District Court shall, so far as they are not inconsistent with the provisions of this Act, be deemed applicable to the proceedings of the said Municipal Criminal Court; and said Court shall have power to make rules, not inconsistent with the laws of the State, for its government and the government of its officers.

SEC. 8. The County Clerk of the City and County of San Francisco shall be *ex officio* Clerk of said Municipal Criminal Court, and he is hereby authorized to appoint one Deputy to act as Court Room Clerk of said Court, who shall receive a salary of one hundred and seventy-five dollars per month, and one Deputy to act as Register Clerk of said Court, who shall receive a salary of one hundred and fifty dollars per month, and such salaries shall be paid in the same manner as the salaries of the other Deputies of said County Clerk. [Amendment February 5, 1872.]

SEC. 9. The Sheriff of the City and County of San Francisco shall be the Sheriff of the said Municipal Criminal Court, and shall execute, either in person or by Deputy, such of the process of said Court as may be required to be executed by a Sheriff, and shall be amenable to said Court by proceedings as for contempt on his failure to execute such process. And said Sheriff is hereby authorized to appoint a Deputy, in addition to those now appointed by him, who shall act as Bailiff or Deputy Sheriff of said Court, and who shall receive a salary of one