

CHAP. IX.—An Act providing for the proper observance of the Sabbath.

Nov. 1, 1849.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That no person or persons whatsoever, shall, on the first day of the week, commonly called Sunday, serve or execute, or cause to be served or executed, any writ, precept, warrant, order, judgment, or decree, except in cases of treason, felony and breach of the peace; but the serving of any such writ, precept, warrant, order, judgment or decree, shall be void to all intents or purposes whatsoever; and the person or persons so serving or executing the same shall be as liable to the suit of the party grieved, and answer the damages to him for doing thereof, as if he or they had done the same without any writ, warrant or order, judgment or decree at all.

SEC. 2. If any person shall do or perform any secular employment or business on the Lord's day, commonly called Sunday, (works of necessity and mercy excepted) or shall use or practise any unlawful game, hunting, shooting, sport or diversion whatsoever on the said day, to the disturbance of the community, shall, on conviction thereof, for any such offence forfeit and pay the sum of three dollars.

SEC. 3. Any person or persons who shall by any disorderly, riotous or profane conduct, wantonly desecrate or abuse the Lord's day, (Sunday) shall be guilty of a misdemeanor, and be liable to a penalty not exceeding ten dollars.

SEC. 4. Any person or persons who shall land any goods, wares or merchandize at any wharf, landing or other place within this Territory on Sunday, without the consent of the owner or owners thereof, or the consent of his or their agents, shall be liable for the loss or damages which may be sustained to such goods, wares or merchandize, by reason of landing the same on said day, to be recovered by any court having competent jurisdiction.

SEC. 5. That no person who conscientiously believes that Saturday or any other day of the week ought to be observed as the Sabbath, and who actually refrains from secular business and labor on that day, shall be liable to the penalties of this act for performing secular labor or business on the Lord's day or first day of the week, unless he wilfully disturbs some other person.

SEC. 6. The fines and penalties imposed under the first, second and third sections of this act, shall when collected be paid into the treasury of the proper county for the use of poor of said county, and may be collected in the same manner as other fines are by law collected.

SEC. 7. So much of any law now in force which is not consistent with the provisions of this act is hereby repealed.

APPROVED the first day of November, one thousand eight hundred and forty-nine.

Process served on Sunday void, except for treason, felony and breach of the peace--person executing process on Sunday liable in damages.

Sunday--no work, unlawful game, hunting, shooting or sporting to be done--for violation of, to be fined in \$3.

Any person guilty of disorderly, riotous or profane conduct shall be fined in \$5.

Persons landing goods at any wharf or landing without owners consent, liable for loss or damage of said goods.

Persons conscientiously believing Saturday or other day of the week to be Sunday not liable to penalties of this act.

Fines imposed and collected--paid into treasury for use of poor.

CHAP. X.—An Act to amend an act entitled "An Act to provide the means to pay the Public Debt of the Territory," and for other purposes.

Nov. 1, 1849.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, It shall be lawful for the assessors of each of the organized counties of this Territory to assess all lands, town lots, and out lots, together with the improvements made thereon which are not exempt from taxation by the laws of the United States or of this Territory; and also all personal property, merchandize, stock in trade, and stock actually paid in any incorporated company; all improve-

Assessors--duty of, to assess lands, town lots, improvements and personal property of every kind--exemption, etc.

ments made under the provisions of any act of this Territory granting a private charter to any person or persons for any purpose whatever; *Provided*, That the personal property now exempt from taxation shall remain exempt from taxation under the provisions of this act.

Revenue of Territory, how raised --tax levied of one mill on the dollar on the assessment--how collected, by whom and to whom paid over--county scrip not taken for Territorial tax.

Sec. 2. For the purpose of raising a Territorial revenue, there shall be annually levied in each of the organized counties of this Territory by the proper authorities thereof, upon the property now subject to taxation for county purposes, a Territorial tax of one mill on the dollar, on the assessed value of the property now subject to taxation for county purposes, which tax shall be levied and embraced in the tax rolls, and collected and paid into the county treasuries in the same manner as county taxes are paid in the respective counties: *Provided*, That county scrip shall not be received for such Territorial tax.

Governor, duty of to appoint three assessors in each of the unorganized counties and their duty in assessment and return thereof to clerk of com'rs of county to which they may be attached, etc.

Sec. 3. The Governor shall appoint three assessors in each of the unorganized counties of the Territory, whose duty it shall be to assess all property (in the county for which they were appointed) which may be by law subject to taxation, and return the assessment roll by them made to the clerk of the board of county commissioners of the county to which their said counties may be attached for judicial purposes, in the same manner (*of*) the assessors of the organized counties are by law required to return the same.

Comm'rs, duty of, when assessment roll shall be returned to levy tax--duty of collector in collecting tax and paying same over, etc.

Sec. 4. The board of county commissioners of the county to which the assessment roll mentioned in the preceding section of this act shall be returned, shall levy the same tax upon the property therein named, as they are required by law to levy upon the property of the organized counties of this Territory; and it shall be the duty of the collector of each of the organized counties of the Territory to collect all taxes levied in each of the unorganized counties of this Territory which are attached to their county for judicial purposes, and pay the same into the treasury of such organized county in the same manner as they are required by law to pay in all other taxes by them collected.

APPROVED the first day of November, one thousand eight hundred and forty-nine.

Nov. 1, 1849.

CHAP. XI.—An Act fixing the time for holding District Courts.

Courts held at the county seats at the times herein specified.

Washington, second Monday of Feb'y, May, and October.

Ramsey, second Monday of April and Sept'r.

Benton, second Monday of June and Nov'r.

Write, indictments, &c. in district courts of the several counties, continued until the first term of district court holden under this act.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That the district court shall be held at the county seats of the different counties every year at the times herein specified:

Washington county, second Monday of February next, and thereafter on the second Monday of May and second Monday of October.

Ramsey county, on the second Monday of April and second Monday of September.

Benton county, on the second Monday of June, and second Monday of November.

Sec. 2. That all writs, process, indictments, recognizances, and other proceedings in the district courts in the several counties, shall stand continued in each county until the first term of the district court held in said county under this act, the same as if they had been regularly continued in court.

APPROVED the first day of November, one thousand eight hundred and forty-nine.