

CHAPTER XII.

An Act to Prevent Trespass on Lands Granted or Reserved by the Congress of the United States, to the State of Minnesota.

- SECTION 1. Duties of County Commissioners and Sheriffs, of Justices of the Peace and Constables.
2. Penalty for cutting, destroying or carrying away timber from public lands.
 3. Penalty for owners of horses, mules, asses or oxen used for the purpose of carrying away timber from said lands.
 4. Repeal of Chapter 24 of Public Statutes.

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

Duties of county officers

SECTION 1. That it is hereby made the duty of the county commissioners, and sheriffs in their respective counties, and of justices of the peace and constables in their respective townships, in the name of the State of Minnesota, to prosecute upon view or information, all persons who shall, after the passage of this Act, commit any trespass on lands granted or reserved to the State by any act or resolution of Congress for public use.

Penalty for cutting and destroying timber

SEC. 2. Any person, who shall under any pretence, cut, fell, box, bore, destroy or carry away any tree or sapling, standing or growing, or any fallen or dead timber upon any lands within this State, secured, appropriated or intended so to be by any act or resolution of Congress, either for the support of schools, or for the use and support of any university or college, or for any public buildings, or for internal improvements or for any other public use, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by fine not exceeding one hundred dollars, nor less than fifteen dollars, and in default of the payment of the fine, shall be committed to the county jail for a term not less than thirty days nor more than three months.

SEC. 3. Any person, being the owner of horses, oxen, asses or mules, who shall directly or otherwise, permit any person or persons, to use by or with his consent, said animals or any of them, in unlawfully carrying away or

removing any timber from any of the lands mentioned in the preceding section, shall be deemed guilty of a misdemeanor, and shall be punished by fine not exceeding one hundred dollars nor less than fifteen dollars, and in default of the payment of the fine, shall be committed to the county jail for a term not less than thirty days nor more than three months. Penalty to owners of horses, etc

SEC. 4. Chapter twenty four of the Public Statutes of Minnesota is hereby repealed. Repeal of Chapter 24

SEC. 5. This Act shall take effect and be in force from and after its passage.

Approved March 8th, A. D. 1861.

CHAPTER XIII.

An Act to Establish the Bureau of Public Lands, and for other purposes.

- SECTION 1. State Board of Commissioners—duty of said Board.
2. Governor to appoint suitable persons for unorganized counties.
 3. Duties of Surveyors.
 4. Board of Commissioners to have power to fix compensation for surveyors.
 5. When to cause to be made an accurate survey of swamp lands—surveyor to keep correct field notes, etc.
 6. Board of Commissioners shall proceed to make contract for survey of all lands embraced in said grant—Governor shall communicate result of said survey, and procure such lands to be patented to the State.
 7. Auditor of State to be Register of Bureau—compensation.
 8. Treasurer of State to be Receiver of Bureau—his duties as said officer—shall give bond for faithful discharge of his duty.
 9. Nothing to be construed to interfere with the duties of the Governor and other State officers.

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

SECTION 1. That the Governor, Attorney General and Superintendent of Public Instruction of this State be, and they are hereby declared to be a State Board of Commissioners of Public Lands. It is hereby declared to be the duty of said board, to procure from the surveyor general of the proper districts of United States public lands, such certified copies of the maps, together with the field notes, as may be necessary to enable them to discharge Board of Commissioners—duty of said Board