

Penalty for destroying any house or removing any fence

destroy, or remove any house or other building, or remove or destroy any detached material belonging thereto; or shall pull down, destroy or remove any fence, or any detached material belonging thereto, without the consent of the owner or owners thereof, such person so offending, shall upon conviction be punished by fine not exceeding two hundred dollars nor less than three dollars, or by imprisonment in the county jail not exceeding six months.

When cases may come within the jurisdiction of Justices of the Peace

SEC. 2. Every Justice of the Peace shall have concurrent jurisdiction in his own county, with the District Court, of all offences mentioned in the preceding section of this act, when the amount of damages and injury shall not exceed the sum of fifty dollars, and in such case the punishment shall be by fine, not exceeding one hundred dollars, or by imprisonment in the county jail, not exceeding three months.

SEC. 3. This act shall take effect from and after its passage.

Approved, March 6, 1863.

CHAPTER XXIX.

An Act to amend Sections Thirty and Thirty-one of Chapter One Hundred and Four, of the Public Statutes, relating to Indictments and Presentments by the Grand Jury.

SECTION 1. Amendment to sections 30 and 31, Chapter 104, Public Statutes.

Section 30. Upon certain inquiries the defendant may be indicted.

31. In all other cases may proceed by presentment.

2: When act to take effect.

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

SECTION 1. Sections 30 and 31 of Chapter 104 of the Public Statutes of the State of Minnesota, page 752, are

hereby repealed, and in lieu thereof, and of the section to which the same were amendatory, are substituted the following sections :

Sec. 30. Upon such inquiry they may, where the defendant has been held by a magistrate, to answer the charge, and in no other case, if they believe him guilty thereof, find an indictment against him. When defendant may be indicted

Sec. 31. In all other cases, if, upon investigation, the Grand Jury believe that a person is guilty of a public offence, they shall proceed by presentment, except in cases not criminal at common law, and the gist whereof is a private injury, when the inquiry preliminary to the indictment shall be initiated before a magistrate. When may proceed by presentment

SEC. 2. This act shall take effect in thirty days after its approval.

Approved, March 5, 1863.

CHAPTER XXX.

An Act to amend Chapter One Hundred and Twelve of the Compiled Statutes, relating to Petit Jurors.

- SECTION 1. Amendment to Section 1, Chapter 112 Compiled Statutes. What to constitute and what are Petit Jurors.
2. Amendment to Section 2. The number of jurors to be drawn for each general term of District Court.
3. Amendment to Section 3. Qualifications of Petit Jurors.
4. Amendment to Section 4. How Petit Jurors drawn.
5. Amendment to Section 5. Duty of Clerk.
6. Amendment to Section 6. Clerk must prepare separate ballots at the opening of the Court.
7. Repeal of former acts.
8. When act to take effect.

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

SECTION 1. That Section 1 of Chapter 112 of the Compiled Statutes, be amended so as to read as follows :