

CHAPTER XXVII.

March 2, 1854.

An Act for the taking of a census, and for the enumeration of the inhabitants of this State.

- SECTION 1.** Assessors in the several towns of this State authorized to take an enumeration of the inhabitants of their respective towns.
2. Secretary of State to prepare appropriate forms and print and transmit them to the several County Auditors—when.
3. Assessors and assistants to take and subscribe an oath for faithful performance of duties.
4. Enumeration to be made by actual enquiry—when to commence and when to be completed.
5. County Auditors to prepare duplicate copies—disposition of each.
6. Compensation for services of Assessors and Assistants—compensation of County Auditors.
7. Duty of County Auditors when Assessors refuse to perform the duties required by this act.
8. Duty of Secretary of State upon reception of full returns—compensation.
9. Penalty for neglecting or refusing to perform duties after acceptance.
10. Appropriation for the purpose of carrying into effect the provisions of this act.
11. When act to take effect.

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

Assessors authorized to take an enumeration of the inhabitants of their respective towns.

SECTION 1. The assessors of the several towns in this State, under the direction of the county auditors of their respective counties, are hereby authorized and required to take an enumeration of the inhabitants in their respective towns, omitting in such enumeration, Indians not entitled to the right of suffrage under the constitution and laws of the State; and in case there shall be no organized town, or shall be no assessor in any district composing the whole or a part of any county, then and in every such case, the county auditor of the county to which any such district may be attached for judicial purposes, shall appoint one or more assistants with power to perform the service required of town assessors by this act; and within the limits of any incorporated city or village, the said services shall be performed by the assessor of the corporation.

SEC. 2. The Secretary of State shall prepare appropriate forms, distinguishing therein persons of each sex, deaf and dumb, blind, insane, and persons of

color, and soldiers and officers in the actual service of the United States, who were residents of the district at the time of their enlistment, and shall cause a sufficient number of copies thereof to be printed and transmitted to the several county auditors on or before the first day of May next, and immediately thereafter each of said auditors shall forward the requisite number of such forms to the town assessors and assistants appointed by him, within his county, to enable them to take said census in a uniform manner.

Secretary of State to prepare appropriate forms and transmit to County Auditors—when

SEC. 3. The town assessors and assistants shall severally take and subscribe an oath before some person authorized to administer oaths, previous to entering upon the discharge of the duties imposed by this act, that they will well and truly cause to be made a just and perfect enumeration of all persons resident within their city, town or division, as the case may be, and a true return thereof make in pursuance of the provisions of this act, according to the best of their ability, which oath shall be returned with the census taken by each person respectively to the county auditor of the county, on or before the first day of August next.

To take and subscribe an oath for faithful performance of duties.

SEC. 4. The said enumeration shall be made by an actual enquiry, by the person taking such census, at every dwelling or by personal enquiry of the head of every family, in their several cities, towns or districts, and shall commence on the first day of June next, and shall be completed and closed in two months thereafter, and said enumeration shall include only those whose place of residence shall be in said cities, towns or districts, on the first day of June aforesaid, and those who resided there at the time of their enlistment, and the several assessors and assistants shall deliver to the county auditor a true and accurate enumeration of all persons within their respective cities, towns and districts, which enumeration shall be set forth in schedule, according to the form prescribed by the Secretary of State, designating the city, town or district, and shall embrace the several families by the name of the head thereof, and the aggregate population therein.

Enumeration to be made by actual inquiry—when to commence and when to be completed.

SEC. 5. The several county auditors shall on the first day of August or sooner, if all the returns shall be received by him from the assessors and assistants,

County Auditors to prepare duplicate copies—disposition of each.

prepare duplicate copies of the enumeration of the inhabitants of their respective counties, and transmit one of said copies to the Secretary of State, and deliver the other together with the returns received from the assessors and assistants to the register of deeds of the county, and the said register shall preserve the same on file in his office.

Compensation of Assessors, Assistants and County Auditors.

SEC. 6. The persons appointed to take said census shall be allowed compensation for the service to be performed in taking the same, as follows: Assessors of incorporated cities and villages shall be paid at the rate of one dollar for every one hundred persons enumerated by them respectively; town assessors and assistants appointed by the county auditors shall be paid at the rate of two dollars for every one hundred persons enumerated by them respectively; that the compensation for taking the enumeration in unorganized counties shall be three cents for each name so taken. *And provided further,* That each county auditor shall be allowed for making his returns five dollars, in case the schedules returned by him shall contain one thousand persons or less, and one dollar for every one thousand the schedules returned shall contain exceeding that number. The accounts for taking the census as herein provided, shall be certified by the county auditors respectively, and shall be paid out of the State treasury.

Duty of County Auditors when Assessors refuse to perform.

SEC. 7. In case any of the assessors should refuse to perform the duties required by this act, then it shall be the duty of the respective auditors to appoint assistants for the performance of such duties as in case of unorganized towns.

Duty of Secretary of State upon reception of full returns—compensation.

SEC. 8. It shall be the duty of the Secretary of State after receiving the returns from the auditors, to digest and compile the contents of such returns, showing the number of inhabitants belonging to the respective classes in the several counties and in the State, and to make his printed report to the Legislature at the commencement of its next regular session; and the Secretary of State shall receive two hundred dollars as an additional compensation for the performance of his duties under this act.

SEC. 9. Every county auditor, town assessor or assistant appointed and who shall have accepted said

appointment, who shall neglect or refuse to perform the duties required by them in taking or returning the census as herein directed, shall forfeit and pay the sum of two hundred and fifty dollars, to be recovered in the manner provided by law for the collection of fines and forfeitures.

Penalty for refusing to perform duties after acceptance.

SEC. 10. The sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any moneys in the treasury not otherwise appropriated for the purpose of carrying into effect the provisions of this act.

Amount of appropriation.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved March 3, 1865.

CHAPTER XXVIII.

An Act to prevent and punish interference with workmen.

January 28, 1866.

SECTION 1. Penalty for violating provisions of this act

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

SECTION 1. That every person who shall, by himself, or in combination with others, threaten or use any means to intimidate any workman in the employ or desirous of entering into the employ of any person, persons or corporation in this State, with intent thereby to cause such workman to leave such employ or to prevent him from entering therein, shall, upon conviction of such offense, be punished by a fine not exceeding one hundred dollars, or by imprisonment in the county jail not exceeding six months, or by both such

Penalty for violating provisions of this act.