

CHAPTER CXIX.

AN ACT TO AMEND CHAPTER 53 OF THE GENERAL LAWS OF 1874, AS AMENDED BY CHAPTER 119 OF THE GENERAL LAWS OF 1875, RELATING TO THE RUNNING AT LARGE OF HORSES, CATTLE, MULES AND ASSES.

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

SECTION 1. That the thirty-fifth senatorial district, composed of the county of Meeker, is hereby excepted from the last proviso of section 2, of chapter 53, of the general laws of 1874, and amended by chapter 119, of the general laws of 1875. *Provided*, That the foregoing provisions of this section shall not take effect prior to the first day of November, 1876.

SEC. 2. That a majority of the voters voting in the several towns of said county, respectively, may determine by ballot at the next general election after the passage of this act, whether horses, cattle, mules and asses shall be permitted to run at large or not in their town, and for the purpose of determining such question those in favor of permitting horses, cattle, mules and asses to run at large in their town, shall have written or printed, or partly written and partly printed, on their ballots the words, "In favor of the running at large of horses, cattle, mules and asses;" and those against the running at large of horses, cattle, mules and asses, shall have written or printed, or partly written and partly printed, on their ballots the words "Against the running at large of horses, cattle, mules and asses." Such votes shall be canvassed in the same manner as the votes at the annual town meeting, and the result recorded in the records of the several towns; and if upon the canvass of said votes by the judges of election of the several towns, it shall be ascertained that a majority of the voters of either of said towns have voted for the running at large of horses, cattle, mules and asses in their town, then the provisions of said chapter 53, of the general laws of the year 1874, as they existed prior to the passage of this act, shall be in full force as to the town or towns so voting; but if a majority of the voters in either of said town vote against the running at large of horses, cattle, mules and asses, then the provisions of section one of this act shall be and remain in full force as to the town or towns so voting; and the supervisors of said town or towns shall cause a statement of the result of the vote upon such question to be published, within fifteen days after the same shall be ascertained, by posting in three of the most public places in such towns. And it is hereby made the duty of the judges of election of the several towns of said county to post notices that the question of the running at large of horses, cattle,

Exception from laws of 1875.

Running at large of animals—to be decided by vote of people—when.

Form of ballot.

Canvass of same

Result—notice of same.

Notice of election.

mules and asses will be submitted to the voters of such towns, at the same time and in the same manner as notices of the general election are posted.

When act to take effect. SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 2, 1876.

CHAPTER CXX.

AN ACT TO AMEND SECTION ONE (1) OF CHAPTER THIRTY-ONE, (31) OF THE GENERAL STATUTES RELATING TO DAMS AND MILLS.

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

SECTION 1. That section 1, of chapter 31, of the general statutes relating to dams and mills, be and the same is amended so as to read as follows, viz.:

Erection of dams and embankments—conditions—reference to other statute. SEC. 1. When any person, corporation, manufacturing company or joint stock association is desirous of erecting and maintaining a dam upon the lands of such person, company or corporation, across any stream or water course not navigable, or outlet of any lake in this state, and may deem it necessary to raise the water in any such stream, lake or system of lakes, by means of such dam, or by the embankment of any lakes, in addition to such dam, or both, so as to damage, overflow, or otherwise injuriously affect lands not the property of such person, corporation or company, and to maintain the same, and to raise any dam constructed and to be constructed, so as to increase such overflow, the right to erect and perpetually maintain such dam and embankment, and to overflow such lands and use such water for manufacturing purposes, may be had and obtained, and compensation therefor made, by proceeding as in this act provided. *Provided*, that nothing herein contained shall be so construed as to affect or impair any rights acquired, or proceedings commenced under the act of which this is amendatory; but such proceedings shall be in all things conducted, and the rights of parties determined under the act of which this is amendatory.

When act to take effect. SEC. 2. This act to take effect and be in force from and after its passage.

Approved March 6, 1876.