

## CHAPTER 43.

AN ACT TO AMEND SECTION THREE (3), CHAPTER FIFTEEN (15), OF THE SESSION LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY (1870), RELATING TO WATERING PLACES.

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

SECTION 1. That section three (3) of chapter fifteen (15) of the General Laws of one thousand eight hundred and seventy (1870), be amended so as to read as follows, to-wit: Any person upon any highway or road, in any district or ward, wishing to furnish such watering trough, well, or spring, shall make application to the aldermen of the city, or supervisors of the town, who shall decide where such trough, well, or spring shall be located, and the number that shall receive the benefits of this act.

Relating to watering troughs.

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

When not to take effect.

Approved January 25, 1877.

## CHAPTER 44.

AN ACT TO AMEND SECTION TEN (10) OF CHAPTER SIXTEEN (16) OF THE GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-SIX (1866), AND TO AMEND SECTION ELEVEN (11) OF CHAPTER SIXTEEN (16) GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-SIX (1866) AS AMENDED BY ACT OF MARCH FOUR (4), ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO (1872), EMBRACING CHAPTERS TWENTY-NINE AND THIRTY OF BISSELL'S STATUTES.

[Should read sections 29 and 30 of chapter 28.]

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

SECTION 1. That section ten (10) of chapter sixteen (16) of the General Statutes of one thousand eight hundred and sixty-six (1866), be and the same is hereby amended so as to read as follows:

Amendment to section 21, chapter 28, Bissell.

Sec. 10. It shall be unlawful for any person to sell, give, barter, furnish or dispose of, in any manner, either directly or indirectly, any spirituous, vinous, malt or fermented liquors, in any quantity whatever, to any minor person, or to any student or pupil in any public school, seminary,

Amendment to license law, relating to persons furnishing liquors to minors or drunkards.

academy or other institution of learning in this State, or to any habitual drunkard. And any person violating any of the provisions of this section, shall be guilty of a misdemeanor, and on conviction thereof by any court having jurisdiction, shall be punished by fine of not less than twenty-five dollars (\$25), or more than one hundred dollars (\$100), or by imprisonment in the county jail not less than thirty (30) nor more than ninety (90) days, or until such fine is paid. And any parent, husband, wife, child, master or guardian, having minors, minor servants or wards in charge, or any one annoyed or injured by means of the intoxication of any parent, husband, wife, child, minor, ward or student, or any habitual drunkard, may give a distinct written notice to any tavern, hotel keeper, merchant, grocer, saloon keeper, distiller, brewer, or any other person having or keeping any such intoxicating liquors, forbidding him from directly or indirectly furnishing the person or persons named in the notice, with any kind of intoxicating liquor, and if within one year after such notice, any one to whom such notice was given furnishes, directly or indirectly, or causes to be furnished any such intoxicating liquors to the person or persons named in such notice, he shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by fine not less than fifty dollars (\$50), nor more than one hundred dollars (\$100), or in default of payment, by imprisonment in the county jail not less than thirty (30) nor more than ninety (90) days, or both, in the discretion of the court, and his license shall be revoked, and shall not be re-granted for one (1) year thereafter.

Amendment to  
section 30,  
chapter 23,  
Bissell.

SEC. 2. That section eleven (11) of chapter sixteen (16), General Statutes of one thousand eight hundred and sixty-six (1866), as amended by act of March fourth (4th), one thousand eight hundred and seventy-two (1872), be and the same is hereby amended so as to read as follows:

Liquor on  
premises to be  
prima facie  
evidence of  
sale.

SEC. 11. In the matter of prosecution for any violation of any of the provisions of this chapter, it shall not be necessary to prove the name or kind of intoxicating liquors sold, and in all suits or prosecutions under any of the provisions of this chapter, the finding of intoxicating liquors on the premises in question shall be *prima facie* evidence of their sale on such premises, and establishing the fact of one's having drunk what appeared to be intoxicating liquors on any premises shall be *prima facie* evidence that such liquor was intoxicating, and shall be taken as proof conclusive, unless defendant furnishes positive proof to the contrary; and the term intoxicating liquor, wherever it occurs in this chapter, shall be understood to mean spirituous, vinous, malt and fermented liquors.

When act to  
take effect.

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

Approved March 3, 1877.