

CHAPTER 19.

AN ACT TO AMEND AN ACT, ENTITLED, "AN ACT TO INCORPORATE THE VILLAGE OF BYRON, IN OLNSTED COUNTY, MINNESOTA," APPROVED FEBRUARY EIGHTEENTH (18TH), ONE THOUSAND EIGHT HUNDRED AND SEVENTY-THREE (1873), SO AS TO AUTHORIZE THE LEGAL VOTERS OF SAID VILLAGE TO DETERMINE WHETHER LICENSE FOR THE SALE OF INTOXICATING LIQUORS IN SAID VILLAGE SHALL BE GRANTED OR NOT.

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

SECTION 1. The legal voters of the said village of Byron are hereby authorized to vote upon, and determine for themselves, the question whether license for the sale of intoxicating liquors shall be granted in said village or not.

SEC. 2. The recorder of the village of Byron is hereby required, upon receiving the petition for that purpose of ten (10) or more legal voters of said village, at any time not less than twenty (20) days before any annual charter election of said village, to give notice that the question of granting license for the sale of intoxicating liquors in said village will be submitted to the legal voters of said village, which question shall be determined by ballots, containing the words, "in favor of license," or "against license," as the case may be; the votes upon said question shall be deposited in a box by themselves, and shall be taken, canvassed and returned in the same manner as is prescribed by law for canvassing and returning the votes for the elective officers of said village, and if such returns show that a majority of the votes cast at said election on said question shall be against license, no license for the sale of intoxicating liquors in said village shall be granted by the common council of said village, or the board of county commissioners of Olmsted county.

SEC. 3. In case the legal voters of said village shall determine, as hereinbefore provided, that no license for the sale of intoxicating liquors in said village shall be granted, any person thereafter who shall sell, barter or dispose of any spirituous, malt, vinous, fermented or intoxicating liquors, within the corporate limits of said village, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall pay a fine of not less than twenty-five dollars (\$25), nor more than one hundred dollars (\$100), with costs of prosecution for each offense; and be imprisoned for each offense, in the county jail of Olmsted county, until said fine and costs are paid, not exceeding ninety (90) days.

SEC. 4. This act is hereby declared to be a public act, and need not be pleaded or proven in any court of this State.

SEC. 5. This act shall be construed as an amendment to and a part of an act, entitled, "An act to incorporate the village of Byron, in Olmsted county, Minnesota," approved February eighteenth (18th), one thousand eight hundred and seventy-three (1873).

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved February 14, 1877.

CHAPTER 20.

AN ACT TO AMEND AN ACT, ENTITLED, "AN ACT TO AMEND THE CHARTER OF THE CITY OF WINONA."

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

SECTION 1. That subdivision first (1st) of section two (2) of chapter four (4) of the act entitled, "An act to amend the charter of the city of Winona," approved March first (1st), one thousand eight hundred and sixty-seven (1867), be, and the same is hereby amended, so as to read as follows:

First.—To license and regulate the exhibition of common showmen, and shows of every kind; and the exhibitions of caravans, circuses, and theatrical performances, billiard tables, bowling saloons or alleys; and to provide for the abatement and removal of all nuisances, under the ordinances of the city, or at common law, or under this act, or the general laws of this State; and to grant licenses for, and to regulate groceries, taverns and victualing houses, and to regulate and grant licenses for the sale or other disposition of, and the dealing in spirituous, vinous, fermented, mixed or intoxicating liquors, within the limits of said city, and such license for the sale or disposition of liquors as aforesaid, or for dealing therein, shall not be less than ten (10) nor more than one hundred dollars (\$100) per year.

SEC. 2. Chapter thirteen (13) of the Special Laws of one thousand eight hundred and seventy-five (1875), and all acts inconsistent with the provisions of this act, are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after May 1st, 1877.

Approved February 28, 1877.