

wise, and for the punishment of offenders under this statute, and for the seizure, condemnation and destruction of such contraband liquors and vessels as may be seized and condemned under the provisions of this act.

From and after the passage of this act it shall be unlawful for the common council of said village to grant or issue any license for the sale of intoxicating liquors within said village for a longer period than until the second Tuesday of April next following the date of such license.

This act is hereby declared a public act, and need not be specially pleaded or proven in any court of this state.

All acts or parts of acts, or of the act to which this is an amendment, inconsistent with this act, are hereby repealed.

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

Approved February 25, 1879.

CHAPTER XLII.

AN ACT TO AMEND CHAPTER TEN OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-ONE ENTITLED "AN ACT TO INCORPORATE THE VILLAGE OF WELLS, IN THE COUNTY OF FARIBAULT, AND STATE OF MINNESOTA." APPROVED MARCH SIXTH, IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SEVENTY-ONE.

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

SECTION 1. That section five of said act is hereby amended by adding thereto the following subdivision, viz:

Fourteenth—To prohibit and punish the vending, dealing in and disposing of spirituous, vinous, malt or fermented liquors without license duly obtained from the village council.

SEC. 2. That section seven of said act is hereby amended by adding thereto the following, viz: *Provided*, that it shall be the duty of the village recorder, upon the posting of any such ordinance, rule or by-law, to make out a certificate in writing, specifying the time, period and place of posting the same; which certificate shall be signed by the recorder, and, together with such ordinance, rule or by-law, be recorded in said ordinance book within ten days from the time of such posting; and in case any ordinance, rule or by-law shall be published in a newspaper printed and published in said village, then immediately after the publication thereof, the publisher of such newspaper, or his foreman, shall make and file with the

village recorder, an affidavit specifying the date of such publication; which affidavit together with the ordinance, rule or by-law so published shall be recorded in said ordinance book within ten days after the date of such publication, and no bill for printing shall be allowed until after the filing of such affidavit of publication with the recorder, as aforesaid; and such record shall be admitted as evidence of the existence of such ordinances, rules and by-laws in all the courts of this state without further proof.

SEC. 3. That section fourteen of said act is hereby amended so as to read as follows:

Section 14. The village council shall have full control of the traffic in intoxicating liquors within the limits of said village, and the exclusive right to license persons vending, dealing in and disposing of spirituous, vinous, malt or fermented liquors therein; and no person licensed by the village council shall be required to obtain a license from the county commissioners of Faribault county, and no license from said county commissioners shall constitute a defence or bar to a prosecution brought under the provisions of this act for selling liquor within the limits of said village; *provided*, that no license shall be granted for a less sum than one hundred dollars, nor for a longer period than one year, and that previous to the granting of any such license, a bond to the village council and their successors in office, shall be executed by the person or persons applying therefor, with the same conditions, and with the same penal sum as required by the general laws of this state in relation to the same subject. And the village council shall have full power to restrain persons from vending such liquors, unless duly licensed by said council, and may at any time revoke any license granted under the provisions of this act upon being satisfied that any person or persons holding such license has violated any of the conditions of his or their license bond; and thereupon all right of such person or persons holding such revoked license shall cease; and all persons continuing to sell, deal in or dispose of intoxicating liquors after the revocation of their licenses, as herein provided, shall be liable to the same fines, penalties and punishments as might be imposed if such licenses had not been granted.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved March 3. 1879.

CHAPTER XLIII.

AN ACT TO AMEND THE CHARTER OF THE CITY OF OWATONNA.

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

SECTION 1. That subdivision first, of section five, of article four, of chapter seven, of the special laws of one thousand eight hundred