

guage or display, although such act, conduct or display may not amount to assault, or assault and battery, shall be deemed guilty of a misdemeanor, and such person so offending, upon conviction before any municipal court, police court or justice of the peace of the county in which such act or offense was committed, shall be punished by fine not exceeding fifty dollars (\$50) and costs of prosecution, and in default of payment thereof may be imprisoned for a period not exceeding sixty (60) days.

Defining misdemeanor—  
punishment.

SEC. 2. Any conductor of any railroad train may arrest, with or without warrant, any person whom he shall see or find in the act of committing any offense mentioned in this act, and may take such offender before any magistrate of the county where the offense was committed, there to be dealt with according to law, or such conductor may take such offender to the railroad station next after the place of such arrest, and there deliver such offender to any sheriff, constable or police officer or railroad station agent, to be by such station agent taken before any magistrate in the county where the offense was committed, there to be dealt with according to law, or such station agent may forthwith deliver such offender to any sheriff, constable or police officer, to be by him taken before any such magistrate and dealt with according to law, and for the purpose of executing the powers of this act, such railroad conductor, station agent and officers aforesaid shall possess the powers in all respects possessed by sheriffs, constables and police officers with warrants, including the power to summon assistance.

Conductors  
may arrest  
without war-  
rant.

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

Approved February 18, 1881.

## CHAPTER 154.

AN ACT FOR THE RELIEF OF SETTLERS ON LANDS CLAIMED BY THE STATE AS SWAMP LANDS, AND FOR THE ADJUSTMENT OF LAND GRANTS INURING TO THE STATE UNDER THE SEVERAL ACTS OF CONGRESS.

WHEREAS, certain settlers in this State have been allowed to make homesteads, timber culture and other entries at the local land offices of the United States, on lands now claimed by the State as swamp lands : and

Preamble.

WHEREAS, said settlers have in good faith fulfilled all the requirements of the laws under which their entries were made, and in many cases have made final proof on said entries, and have sold and conveyed said lands by warranty deed; therefore,

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

SECTION 1. That the Governor of the State of Minnesota is hereby authorized and empowered to relinquish to the United States all the right, title and interest of said State in and to all lands claimed by the said State as swamp lands now occupied or held by actual settlers, their heirs or assigns, or claimants who hold the same by virtue of homestead, pre-emption or timber culture entry, according to the laws of the United States relating thereto, whether patented to the said claimant or not, or that may have been or may be hereafter cancelled by reason of the State having claimed the same as swamp lands.

Governor au-  
thorized to re-  
linquish right  
to swamp lands  
to United  
States.

New selections  
in lieu thereof.

SEC. 2. If in the adjustment of the State swamp land grant and other grants of land made by the United States to the State of Minnesota, it shall appear that the United States has reserved, sold or otherwise disposed of any tract or tracts claimed by or inuring to the State under either of said grants, then it shall be lawful for, and the Governor, if he shall deem it for the best interests of the State, may relinquish the claim of the State to any or all of such lands, to the end that new selections in lieu thereof may be made, or that indemnity may be secured in lands, or otherwise, for the lands so lost.

Governor to  
procure lists  
and execute  
deed of relin-  
quishment.

SEC. 3. It shall be the duty of the Governor to procure from the Commissioner of the General Land Office, or the United States land offices in this State, lists of the lands described in sections one (1) and two (2) of this act, showing the disposition of the same by the United States, and thereupon to execute to the United States a deed of relinquishment of the title or shadow of title of the State of Minnesota to such of the lands described in said lists as, in his judgment, may be for the relief of settlers upon any of said lands, or necessary or proper for an adjustment of the grant under which the same are claimed; and the Governor shall forward a copy of this act to each of our members in Congress, and they are hereby requested to endeavor to secure indemnity in lands or otherwise for the lands thus lost to the State.

Grantee may  
have right to  
select any in-  
demnity  
lands.

SEC. 4. If any grantee of this State to which the lands mentioned in this act would have inured, except for this act, and said homestead, timber culture or other entry, shall relinquish to the State of Minnesota all its right, title and interest in and to the said lands to which it is entitled as aforesaid, then said grantee so relinquishing said lands shall have the right to and may select any lands granted by the Congress of the United States, to indemnify the State of Minnesota for lands relinquished by the State under the pro-

visions of this act, and the Governor shall convey to said grantee the lands so granted and selected (when certified to the State by the general government) in the same manner and upon the same terms and conditions as if they were a part of the lands originally inuring to said grantee.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved February 24, 1881.

## CHAPTER 155.

### AN ACT FOR THE RELIEF OF SETTLERS UPON THE FORT RIPLEY MILITARY RESERVATION.

WHEREAS, a large number of persons have settled upon the Fort Ripley Military Reserve in the State of Minnesota and under the provisions of an act of Congress approved April first (1st), one thousand eight hundred and eighty (1880), entitled "An act to restore to the public domain the military reservation known as the Fort Ripley Reservation in the State of Minnesota and for other purposes," are recognized as lawful homestead and pre-emption claimants;

Preamble.

AND WHEREAS, it is held by the Commissioner of the General Land Office of the United States that the act of Congress approved March third (3d), one thousand eight hundred and fifty-seven (1857), granting lands of this State for railroad purposes, and subsequent certifications thereunder, erroneously made, create a cloud upon the title to certain portions of said reservation;

AND WHEREAS, this State has no lawful claim to any portion of said reservation, therefore:

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

SECTION 1. That the Governor of the State of Minnesota is hereby authorized and requested to relinquish all the right, title and interest of said State in and to all lands lying within the limits of the said Fort Ripley Military Reservation, to the United States, and he is hereby authorized to make, execute and deliver a deed of relinquishment in accordance with the application of the Commissioner of the General Land Office dated October twenty-seventh (27th), one thousand eight hundred and eighty (1880).

Governor authorized to relinquish right to reservation.

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

Approved February 19, 1881.