

CHAPTER 20.

[H. F. No. 1185.]

AN ACT PROVIDING THE MODE OF INFLICTING THE PUNISHMENT OF DEATH, THE MANNER IN WHICH THE SAME SHALL BE CARRIED INTO EFFECT, AND DECLARING A VIOLATION OF ANY OF THE PROVISIONS OF THIS ACT TO BE A MISDEMEANOR.

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

Death
punishment.

SECTION 1. The mode of inflicting the punishment of death shall in all cases be hanging by the neck until the person is dead.

Duties of
sheriff.

SEC. 2. Whenever the punishment of death is inflicted upon any convict in obedience to a warrant from the governor of the state, the sheriff of the county shall be present at the execution, unless prevented by sickness or other casualty; and he may have such military guard as he may think proper. He shall return the warrant with a statement under his hand of doings thereon as soon as may be after the said execution to the governor, and shall also file in the clerk's office of the court where the conviction was had an attested copy of the warrant and statement aforesaid, and the clerk shall subjoin a brief abstract of such statement to the record of conviction and sentence.

Execution,
place of.

SEC. 3. The warrant of execution shall be executed before the hour of sunrise of the day designated in the warrant and within the walls of the jail in all cases where the jail is so constructed that it can be conveniently done therein; but when the jail is not so constructed, the warrant shall be executed within an enclosure which shall be higher than the gallows, and shall exclude the view of persons outside, and which shall be prepared for that purpose, under the direction of the sheriff, in the immediate vicinity of the jail, or if there be no jail in the county, at some convenient place at the county seat, to be selected by the sheriff.

Prisoner, who
shall visit.

SEC. 4. After the issue of the warrant for execution by the governor, the prisoner shall be kept in solitary confinement, and the following persons shall be allowed to visit him, but none other, viz: The sheriff and his deputies, the prisoner's counsel, any priest or clergyman the prisoner may select, and the members of his immediate family.

Execution,
whom may be
present at.

SEC. 5. Besides the sheriff and his assistants, the following persons may be present at the execution, but none other: The clergyman or priest in attendance upon the prisoner and such other persons as the prisoner may designate, not exceeding three (3) in number, a physician or surgeon, to be selected by the sheriff, and such other persons as the sheriff may designate, not exceeding six (6) in

number, but no person so admitted shall be a newspaper reporter or representative. No account of the details of such execution, beyond the statement of the fact that such convict was on the day in question duly executed according to law, shall be published in any newspaper.

No account of
to be published

SEC. 6. Any person who shall violate or omit to comply with any of the provisions of this act shall be guilty of a misdemeanor.

Violations of
act.

SEC. 7. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Inconsistent
acts repealed.

SEC. 8. This act shall take effect and be in force from and after its passage.

When act to
take effect.

Approved April 24, 1889.

CHAPTER 21.

[S. F. No. 188.]

AN ACT PROHIBITING THE SALE OF SPIRITUOUS LIQUORS IN THE VICINITY OF THE STATE FAIR GROUNDS.

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

SECTION 1. It shall hereafter be unlawful to sell, barter or otherwise dispose of any spirituous, malt or fermented liquors during the time the state fair is being held upon or within one-half ($\frac{1}{2}$) mile of the grounds conveyed to the state of Minnesota by the county of Ramsey, being the same ground described in section one (1) of chapter one hundred and seventy-four (174) of the general laws of this state for the year one thousand eight hundred and eighty-five (1885) and known as the state fair grounds.

Sale of liquor
prohibited at
state fair
grounds.

SEC. 2. Any person who violates, or aids or abets another in violating the provisions of the foregoing section, shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not less than one hundred (\$100) dollars nor more than two hundred and fifty (\$250) dollars, for the first offense; and not less than five hundred (\$500) dollars nor more than one thousand (\$1000) dollars for the second or any subsequent offense, or by imprisonment in the county jail for not less than thirty (30) days, nor more than six (6) months, or by both fine and imprisonment in the discretion of the court.

Penalty for
violation.

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

When act to
take effect.

Approved April 24th, 1889.