

CHAPTER 144.

Protection to
owners of vari-
ous liquid re-
ceptacles.

An act to protect the owners of bottles, boxes, syphons, tins, kegs, half barrels, and barrels cans and tubs, used in the sale of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, small beer, Weiss beer, beer, white beer, malt extracts, or other beverages. also milk, cream, ice cream and butter.

Be it enacted by the Legislature of the state of Minnesota.

SECTION 1. Any and all persons and corporations engaged in manufacturing, bottling, or selling soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, small beer, lager beer, Weiss beer, beer, white beer, malt extracts or other beverages, or milk, cream, ice cream, and butter in bottles, syphons, tins, kegs, half-barrels, or barrels, boxes, cans and tubs with his, her, its or their name or names or other marks or devices branded, stamped, engraved, etched, blown, impressed, or otherwise produced upon such bottles, syphons, tins, kegs, half barrels, or barrels, boxes, cans and tubs, or the boxes used by him, her or it, may file in the office of the secretary of state, a description of the name or names, marks or devices, so used by him, her, it, or them, respectively, and cause such description to be printed once in each week for three (3) weeks successively in a newspaper published in the county in which his, her, its, or their principal place of business is located; or if the principal place of business of such person or corporation is located in another state, then in the county wherein his, her, its or their principal office depot within the state is located. It shall be the duty of the secretary of state to issue to the person or persons, corporation or corporations, filing for record a description of such name, mark or device in his office, a duly attested certificate of the record of the same, for which he shall receive a fee of one (1) dollar. Such certificate shall, in all prosecutions under this act, be prima facie evidence of the adoption of such name, mark or device, and of the right of said person or persons, corporation or corporations, to adopt and use the same.

Penalty for
using another's
bottle, &c.

SEC. 2. It is hereby declared to be unlawful for any person or persons, corporation or corporations, to fill with soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, small beer, lager beer, Weiss beer, beer, white beer, malt extracts, or other beverages, milk, cream, ice cream, and butter, any bottle, box, syphon,

tin, keg, half barrel, or barrel so marked or distinguished with or by any name, mark, or device, of which a description shall have been filed and published as provided in section one (1) of this act, or to deface, erase, obliterate, cover up, or otherwise remove or conceal, any such name, mark or device thereon, or to sell, buy, give, take, or otherwise dispose of or traffic in the same, without the written consent of, or unless the same shall have been purchased from, the person or persons, corporation or corporations, whose name mark or device shall be or shall have been in or upon the bottle, box, syphon, tin, keg, half barrel or barrel so filled, trafficked in, used or handled as aforesaid. Any person or persons, corporation or corporations, offending against the provisions of this section, shall be deemed guilty of a misdemeanor, and shall be punished by imprisonment in the county jail not less than ten (10) days, nor more than ninety (90) days, or by a fine of not less than ten (10) dollars, nor more than one hundred (\$100) dollars.

SEC. 3. The use by any person or persons, corporation or corporations, other than the rightful owner, of any bottle, box, syphon, tin, keg, half barrel or barrel, the name, mark, or device on which has been recorded and published as aforesaid, for the sale therein of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, small beer, lager beer, Weiss beer, beer, white beer, malt extracts, or other beverages or milk, cream, ice cream, and butter, or for furnishing such or similar beverages or milk, cream, ice cream and butter, to customers, or the buying, selling, using or disposing of or trafficking in any such bottles, boxes, syphons, tins, kegs, half barrels or barrels, boxes, cans, and tubs or the possession by any junk dealer or dealer in second-hand articles of any such bottles, boxes, tins, kegs, half barrels, or barrels.

*See Chap. 147
of these laws
for amend-
ment hereof.*

SEC. 4. Whenever any person, persons or corporation mentioned in section one (1) of this act, or his, her, or their agent, shall make oath before any magistrate that he, she or it has reason to believe and does believe that any of his, her, its or their bottles, boxes, syphons, tins, kegs, half barrels, or barrels, boxes, cans and tubs, a description of the names, marks or devices whereon has been on file and published as aforesaid, are being unlawfully used, or filled or had by any person or corporation, manufacturing or selling soda, mineral or aerated waters, porter, ale, cider, ginger ale, small beer, lager beer, Weiss beer, beer, white beer, malt extracts or other beverages or milk, cream, ice cream, and butter, or that any junk dealer or dealer in second-hand articles, vendor of bottles or any other person or corporation, has any

*Search war-
rants.*

such bottles, boxes, syphons, tins, kegs, half barrels, or barrels, boxes, cans and tubs in his, her, or its possession or secreted in any place, the said magistrate must thereupon issue a search warrant to discover and obtain the same and may also cause to be brought before him the person in whose possession said bottles, boxes, syphons, tins, kegs, half barrels, or barrels, boxes, cans and tubs, may be found, and shall then inquire into the circumstances of such possession; and if such person is found guilty of violation of section two (2) of this act, he shall be punished as therein prescribed, and the possession of the property taken upon such warrant shall also be awarded to the owner thereof.

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

Approved March 12th, 1895.

95 C 145

07 - 150

07 - 228

09 - 142

61-M - 446

68-M - 465 F. No. 386.

70-M - 351

70-M - 356

70-M - 358

73-NW 109

74-NW 287

75-NW 389

77-NW 815

95 C 145

71-M - 497

95 C 145

100-M - 442

banks of discount and deposit may incorporate.

Minimum paid up capital.

Capital to be paid in cash, and payment certified.

CHAPTER 145. C. 145 87-M . 79 87-M . 190

An act to revise the laws relating to banks of discount and deposit.

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

SECTION 1. Any number of persons not less than three (3) may establish banks of discount and deposit and become incorporated upon the terms and conditions, and subject to the liabilities prescribed in this act; but the aggregate amount of the paid up capital stock of such bank shall not be less than ten thousand dollars in any town containing a population of one thousand persons or less, and not less than fifteen thousand dollars in towns of more than one thousand and not exceeding fifteen hundred population, and not less than twenty thousand dollars, in towns of more than fifteen hundred and not exceeding two thousand population, and not less than twenty-five thousand dollars in towns of more than two thousand inhabitants; the population in all cases to be determined by the last official census.

The full amount of capital stock named in the articles of incorporation shall be paid in cash before any bank shall be authorized to commence business, and such payment shall be certified to the superintendent of banks, under oath by the president or cashier of the bank.

SEC. 2. The persons uniting to form such a corporation shall, under their hands and seal, execute