

S. F. No. 491.

CHAPTER 36.

To amend Sec.
31 Chap. 32
G. S. 1878.

An act to amend section thirty-one, chapter thirty-two, general statutes 1878, relating to stealing logs and injury to marks thereon.

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

SECTION 1. That the general statutes of one thousand eight hundred and seventy-eight, chapter thirty-two, section thirty-one, be amended so as to read as follows:

Penalty for
stealing logs.

Whoever shall wilfully take, carry away, or otherwise convert to his own use, or sell or dispose of, without the consent of the owner or owners, any pile, log or cant suitable to be worked into plank, board, joist, shingles or other lumber, the property of another, whether the owner thereof be known or unknown, lying or being in any lake, bay or river in or bordering on this state, or in any tributary of such lake, bay or river, or tributary, or in or on any slough, ravine, island, bottom, or land adjoining any such lake, bay or river, or tributary, such property being so taken, carried away or otherwise converted or sold or disposed of within this state, or taken possession of with intent to sell or dispose of, as aforesaid, or cuts out, mutilates, destroys, or renders illegible the mark or marks thereon, destroying the ownership thereof, or in any manner wilfully injures any such logs, not his own, or places upon any such log, or piece of timber, any mark or device, other than the original mark shall be deemed guilty of the crime of larceny, and on conviction thereof shall be punished by a fine of not less than fifty (\$50) dollars and by imprisonment in the county jail not less than three months, and on a second conviction for a like crime shall be punished by a fine of not less than one hundred dollars (\$100) and by imprisonment in the state prison not more than two years.

Same.

SEC. 2. Every person guilty of any of the offenses described in this section shall, when convicted thereof in a criminal prosecution or not, be liable to pay the owner or owners of such pile, log, cant, or other lumber respecting which the offense is committed double the amount of the value of the same, to be recovered in an action therefor.

Possession
presumptive
evidence.

SEC. 3. In any prosecution under this act, if any such pile, log or cant, shall be found in the possession of the defendant either with or without the mark cut out or destroyed or partly cut out or destroyed, or partly sawed or manufactured into lumber of any kind, fence

posts, fence rails, or stove wood, such possession shall be presumptive evidence of his guilt; the owner of any such pile, log, cant, or other lumber, may at any time lawfully, by himself or his agent, enter in a peaceable manner into or upon any mill or mill boom or raft of logs, piles, cant or other lumber, in any river or its tributaries within this state, or on or near the banks of such lakes, bays or rivers or their tributaries in search of any such pile, log, cant, or other lumber, which he may have lost, and any person who shall wilfully prevent or obstruct such search shall upon conviction thereof be liable to a penalty of not less than twenty dollars (\$20) nor more than fifty dollars (\$50), for every such offense.

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

Approved April 25th, 1895.

CHAPTER 37.

H. F. No. 873.

An act entitled An act to amend section three hundred and ten (310) of chapter sixty-six (66) of the general statutes of eighteen hundred and seventy-eight (1878), relating to property exempt from execution.

To amend Sec.
310 Chap. 66
G. S. 1878.

95 C 37
75-NW 717

95 C 37
72-M 520

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

SECTION 1. That section three hundred and ten (310) of chapter sixty-six (66) of the general statutes of one thousand eight hundred and seventy-eight (1878) be and the same is hereby amended by adding to the (ninth) (9th) subdivision thereof the following words, to-wit, "and one (1) bicycle."

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

Approved April 23d, 1895.

CHAPTER 38.

S. F. No. 218.

An act to amend section 241 chapter 34 general statutes 1878 to authorize cemetery associations to amend certificates of organization.

To amend Sec.
241 Chap. 34
G. S. 1878.

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

SECTION 1. That section 241 chapter 34 general