

Appearance  
in court.

jurisdiction in an adjoining town or district, or clerk of such municipal court having jurisdiction shall forthwith issue a subpoena for the person or persons named in said affidavit as frequenting such place, commanding them to appear before such justice or court at a day and hour named therein. At the time of said appearance such justice or court shall interrogate said witnesses for the purpose of determining whether or not intoxicating liquors are illegally sold or disposed of at the place named in said affidavit; and if it shall appear as the result of such examination that intoxicating liquor has been illegally sold or disposed of at such place, such justice of the peace or judge of such court shall forthwith issue a warrant for the arrest of any person or persons who shall appear by such examination to have been guilty of such illegal sale or disposition; and such person shall thereupon be prosecuted for such offense. No testimony given upon such hearing shall be in any manner used to the prejudice of the witness giving the same, and the failure of any witness to answer questions put to him upon such examination may be punished as a contempt the same as in other cases.

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

Approved April 15, 1905.

H. F. No. 290.

## CHAPTER 193.

Evidence in  
actions.

*An act to authorize the reception as evidence, in actions where the title to land is in controversy, of abstracts of title and abstractor's data or minutes, or sworn copies thereof, when public records have been lost or destroyed and the original instruments cannot be produced.*

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

SECTION 1. Whenever, upon the trial of any action or proceeding which is now, or hereafter may be, pending in any court in this state, any party to such action or proceeding, or his agent or attorney, shall make and file an affidavit in such cause, stating that the original of any deed or other instrument in writing or the records of any court relating to any lands, the title or any interest therein being in controversy or question in such action or proceeding, are lost or destroyed, and not within the power

Loss of  
title.

of such party to produce the same; and the record of such deed, instrument or other writing has been destroyed by fire or otherwise, it shall be lawful for the court to receive as evidence in such action or proceeding, any abstract of title to such lands made in the ordinary course of business before such loss or destruction. And it shall also be lawful for the court to receive as evidence any copy, extract or minutes from such destroyed records or from the original thereof, which were at the date of such destruction or loss, in the possession of any person then engaged in the business of making abstracts of title for others for hire.

SEC. 2. A sworn copy of any writing admissible under section 1 of this act, made by the person having possession of such writing, shall be admissible in like manner and with like effect as such writing, *provided* that the party desiring to use such sworn copy as evidence shall have given the opposite party a reasonable opportunity to verify the correctness of such copy.

Copy of  
writing.

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

Approved April 15, 1905.

## CHAPTER 194.

H. F. No. 437.

*An act to amend section twenty-four (24) of chapter three hundred and sixty-five (365) of the Laws of 1903, being "An act fixing and regulating the salaries, compensation, duties and help of county officers in counties having or which may hereafter have a population of two hundred thousand (200,000) inhabitants or over."*

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

SECTION 1. That section twenty-four (24) of chapter three hundred and sixty-five (365) of the Laws of 1903, be amended so as to read as follows:

Regulating  
salaries of  
Co. officers  
in certain  
cases.

Section 24. That all the provisions of this act, except said sections one, five, fifteen and that portion of sections three and eight described in section twenty-three, shall take effect and be in force from and after the first day of January, 1904, except that the provisions of section three of this act, relative to the employing by the sheriff of one outside deputy and one stenographer and deputy shall take effect and be in force from and after the