

CHAPTER 185—S. F. No. 1

An act providing for search and seizure of intoxicating liquor and personal property under certain conditions.

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

Section 1. Search and seizure of intoxicating liquor.—Whenever complaint is made, on oath, to any magistrate authorized to issue warrants in criminal cases, that any person, naming him if his name is known, has in his possession for the purpose of selling, bartering, delivering, transferring or otherwise disposing of any intoxicating liquor, without first having obtained license therefor, and/or of having unlawfully in possession any still, apparatus, implement, machine, device or contrivance of any kind designed, used and/or intended for use in the unlawful manufacture of intoxicating liquor, and/or having in possession for the purpose of selling, bartering, delivering, transferring or otherwise disposing of any intoxicating liquor without first having paid the lawful tax thereon and describing the premises or place where the law is alleged to be violated with reasonable certainty, such magistrate, if he is satisfied that there is reasonable cause for such relief, shall issue a search warrant to search said premises or place for and seize any such intoxicating liquors and/or any such still, apparatus, implement, machine, device or contrivance of any kind designed, used and/or intended for use in the unlawful manufacture of intoxicating liquor, commanding the officer to bring the same, when found, before such magistrate to be used as evidence at the preliminary hearing and trial of such person as may be accused of having the same in his possession.

Sec. 2. To be prima facie evidence.—The finding of any such intoxicating liquors in the possession of any person, by means of search warrant, shall be prima facie evidence that such person had possession of such liquors for the purpose of selling, bartering, giving away, delivering, transferring or otherwise disposing of the same without first having obtained license therefor and/or for the purpose of evading payment of taxes thereon. The finding of any such still shall be prima facie evidence that such person had possession thereof for the purpose of the unlawful manufacture of intoxicating liquors.

Sec. 3. Officer to make inventory.—The officer seizing such property shall make an inventory of the same and serve promptly a copy thereof upon the defendant or person in charge of the premises. The officer seizing said property shall retain possession thereof until after the trial of the defendant for any alleged violation of the liquor laws of the state. In the event the defendant so charged is acquitted, said property shall be promptly returned to the defendant. If the defendant shall be convicted, then all of the property so seized shall

be destroyed or disposed of as ordered by the court. In case a sale is ordered of any part thereof, the proceeds shall be paid into the school fund of the county.

Approved April 12, 1937.

CHAPTER 186—S. F. No. 141

An act requiring the registration of guests at touring camps, cabin camps, and other resorts furnishing sleeping or stopping accommodations for transient guests.

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

Section 1. Visitors at tourist camps, etc., to register.—Every person operating within this State a tourist camp, cabin camp or other resort furnishing sleeping or over-night stopping accommodations for transient guests, shall provide and keep thereat a suitable, guest register for the registration of all guests provided with sleeping accommodations or other over-night stopping accommodations at such camp or resort; and each and every such guest shall be registered therein. Upon the arrival of every such guest, the operator of such camp or resort shall require him to enter in such register, or enter for him therein, in separate columns provided in such register, the name and home address of the guest and each and every person, if any, with him as a member of his party; and if traveling by motor vehicle, the make of such vehicle, registration number, and other identifying letters or characters appearing on the official number plate carried thereon, including the name of the State issuing such official plate.

Sec. 2. Shall register upon arrival.—Every person upon arriving at any touring camp, cabin camp or other resort described in this act and applying for guest accommodations therein of the character described in the preceding section shall furnish to the operator or other attendant in charge at such camp or resort the registration information necessary to complete his registration in accordance with the requirements of Section 1 hereof, and shall not be provided with accommodations unless and until such information shall be so furnished.

Sec. 3. Registration records to be open for inspection of officers.—The registration records herein provided for shall be open to the inspection of all law enforcement officers of the State and its subdivisions.