

be provided by law, and shall have been pronounced by said court capable of enjoying the rights of citizenship within the State.

SEC. 2. This proposed amendment shall be submitted to the people of the several districts of this State, for their approval or rejection at the next general election for the year eighteen hundred and sixty-five.

To be submitted to the voters at the next general election.

SEC. 3. The ballots used at said election shall be written or printed as follows: "For amendment to section one, article seven," or, "Against amendment to section one, article seven," as the case may be.

How ballots to read.

SEC. 4. This act shall take effect on and after its passage.

Approved February 24, 1865.

CHAPTER LVIII.

An Act to amend an Act relating to the revision of the Statutes of Minnesota, approved February seventeenth, eighteen hundred and sixty-three, as amended by chapter forty-four of the laws of eighteen hundred and sixty-four.

February 21, 1865.

- SECTION 1. Commissioners appointed to revise statutes.
2. Who to prepare at his own expense a copy for the printer—compensation.
 3. Number of copies to be printed—when to be delivered to the Legislature.
 4. State Librarian to furnish each Commissioner with copies of Public Statutes and Session Laws.
 5. Authorized to expend money for stationery, etc.
 6. Necessary expenses incurred, how paid.
 7. Repeal of former acts.
 8. When act to take effect.

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

SECTION 1. Thomas Wilson, S. J. R. McMillan,

Commissioners appointed to revise statutes.

Gordon E. Cole and E. C. Palmer, are hereby appointed commissioners to complete the revision of the statutes of this State.

Who to prepare copy for printer—compensation.

SEC. 2. The said commissioner last named in the preceding section shall give his whole time and attention to the said work, he shall prepare or cause to be prepared at his own expense, a copy of the statutes when revised for the printer and supervise the printing of the same; for which services he shall receive the sum of two thousand dollars, payable quarterly. The compensation of commissioner Cole shall be fixed by the remaining members of the commission, and it shall be paid by the State Auditor as other expenses of the commission are paid.

Number of copies to be printed—when to be delivered to the Legislature.

SEC. 3. Said commissioners or any three of them shall prepare or sanction said revision, and one hundred copies thereof shall be printed and bound in pamphlet form by the State Printer, and delivered to the Legislature on or before the tenth day of January A. D. eighteen hundred and sixty-six.

Duty of State Librarian.

SEC. 4. Each of said commissioners shall be entitled to receive from the State Librarian such number of the copies of the public statutes and of the session laws, not exceeding five, including those heretofore furnished, as may be necessary to the convenient prosecution of said work.

Authorized to expend money for stationery, etc.

SEC. 5. Said commissioners or any three of them are hereby authorized to expend such moneys for stationery, postage and other objects necessary for the purpose of the commission and for personal expenses of the commissioners incurred while absent from their usual places of abode in and about the business of such commission as they may deem reasonable: *Provided*, That the whole amount shall not exceed the sum of fifteen hundred dollars.

Necessary expenses incurred, how paid.

SEC. 6. Upon the presentation of a certificate signed by any three of said commissioners certifying the amount due to any person for either of the items mentioned in the last section, the State Auditor is hereby authorized and required to draw warrants upon the State Treasurer for the same, the whole amount of said warrants not to exceed the said sum of fifteen hundred dollars.

SEC. 7. Chapter twenty-five of the laws of eighteen hundred and sixty-three, and chapter forty-four of the laws of eighteen hundred and sixty-four, are hereby repealed. Repeal of former acts.

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

Approved February 21, 1865.

CHAPTER LIX.

An Act relating to the confusion of property as respects logs and timber. March 1, 1865.

- SECTION 1. What law to govern the wrongful and fraudulent confusion of logs and timber.
 2. Proceedings in case logs bearing the same mark and owned by different individuals.
 3. Provisions of this act to extend to previous causes.
 4. When act to take effect.

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

SECTION 1. In all cases of a wrongful or unlawful taking, detention or conversion of logs or timber and intermingling of the same with other logs or timber so that they cannot be identified nor separated therefrom by the owner, the rule of the common law applicable to the case of a wrongful and fraudulent confusion of goods, shall govern in determining the right of property in respect to both and all said logs and timber. What law to govern the wrongful and fraudulent confusion of logs and timber.

SEC. 2. In cases where logs or timber bearing the same mark, but belonging to different owners in severalty have without the fault of any of them become so intermingled that the particular or identical logs or timber belonging to each cannot be designated, either of such owners may upon a failure of any one of them having the possession, to make a just division thereof after demand, bring and maintain against such one in possession an action to recover his proportionate share Logs bearing the same mark owned by different persons how to proceed.