

CHAPTER LXXXVI.

March 9, 1867

An Act to amend section twenty-one of chapter ninety-five of the General Statutes, relating to the arrest of offenders.

SECTION 1.—Amends chapter 95, section 21, of general statutes by prescribing duty of police officer.

2.—When act to take effect.

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

SECTION 1. That section twenty-one of chapter ninety-five of the general statutes of the state of Minnesota, be amended so as to read as follows:

Duty of officer

Section 21. The officer who arrests any person charged as a principal or accessory in any robbery or larceny shall use reasonable diligence to secure the property alleged to be stolen, and after seizure shall be answerable for the same, and he shall annex a schedule thereof to his return of the warrant, and upon conviction of the offender the stolen property shall be restored to the owner; *Provided*, That when such property, alleged to be stolen, is held by such officer, and is by the county attorney of the proper county deemed necessary to be used as evidence upon the trial or examination of the person charged with the larceny, the said officer arresting such person charged shall, upon demand thereof by such county attorney, deliver such property alleged to be stolen into the possession of such county attorney, and take his receipt therefor, and such county attorney shall, thereupon, hold such alleged stolen property and be answerable for the same in the place of such sheriff, and upon conviction of the offender shall restore the stolen property to the owner.

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

Approved March 9, 1867.