

hundred dollars, or by such fine and imprisonment both, at the discretion of the court.

SEC. 5. On any preliminary examination, and on any inquiry before a grand jury, and on the trial of any indictment for any alleged offense under this act, no person shall be protected from testifying as a witness for the reason that the testimony of such witness would tend to criminate or disgrace such witness; *Provided, however,* That no testimony so given of a character tending to criminate or disgrace such witness shall ever be used in evidence in any action, prosecution or proceeding, civil or criminal, against such witness, or against his or personal representatives.

Rule of evidence in cases under this act.

SEC. 6. All prosecutions under this act shall be commenced within two years after the commission of the offense.

Limitation of time.

SEC. 7. Section eleven (11) of chapter ninety-four (94) of the general statutes of the state of Minnesota, is hereby repealed. *Provided, however,* That such repeal shall not affect prosecutions thereunder now pending, nor any prosecution that may be hereafter commenced for violations of said section heretofore committed, in respect to all which said section shall be and remain in force as if this act had not been passed.

Repeal of former statute, with exception.

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

Act takes effect.

Approved March 10, 1873.

CHAPTER X.

AN ACT TO ESTABLISH A FUND FOR THE FOUNDATION AND MAINTENANCE OF AN ASYLUM FOR INEBRIATES.

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

SEC. 1. All keepers of saloons, groceries, restaurants, drug stores, wholesale or retail liquor stores, hotels, breweries, or other places where spirituous, vinous, or malt liquors are sold or kept for sale within this state,

Special license required of all dealers in liquors.

shall, before they shall be permitted to sell or dispose of such spirituous, vinous or malt liquors, take out or cause to be taken out a special license, (in addition to any and all other license or licenses which they are or may be required by any law, ordinance, or municipal regulation, to take out,) paying therefor the sum of ten dollars to the county treasurer of the proper county; said license to be issued by the county auditor of the county wherein the business so licensed is transacted, upon presentation to him of the treasurer's receipt for said sum, and to have the seal of said county auditor duly attached thereto, and to be good for one year, to-wit: From the first day of January to the thirty-first day of December following..

License money
to be remitted to
the state treas-
urer.

SEC. 2. The county treasurer shall upon receipt of any moneys derived from the issuing of such special license, at once remit the entire amount thereof to the treasurer of the state of Minnesota, taking his receipt therefor.

State inebriate
asylum fund—its
investment.

SEC. 3. The state treasurer shall place all moneys so derived from the issuing of such special licenses, in a fund separate and apart from the other funds of the state, and said fund shall be known as the state inebriate asylum fund. Whenever said fund shall exceed in amount the sum of five hundred dollars, it shall be invested in bonds of the state of Minnesota, issued since the year, A. D. one thousand eight hundred and sixty, or in bonds of the United States, bearing not less than six per cent. interest.

Use of the fund—
location of the
asylum.

SEC. 4. The said fund shall be permitted to accumulate until there shall be in the state treasury to the credit of said fund, the sum of twenty thousand dollars, after which the governor shall, by and with the advice and consent of the senate, appoint five commissioners, under whose charge and direction the state shall proceed to locate and erect a state asylum for inebriates, the same to be conducted under the guardianship of the state, and upon the same general plan as the other charitable institutions of the state; *Provided*, That this act shall be so construed that the aforesaid asylum for inebriates shall never become a direct charge upon the state, but shall always be sustained and supported by and from the fund hereinbefore provided.

Penalty for sell-
ing liquor with-
out this special
license.

SEC. 5. Any keeper or owner of any saloon, grocery, wholesale or retail liquor store, restaurant, drug store, hotel, brewery, or other place where spirituous, vinous or malt liquors are sold or kept for sale, who shall after the

passage and publication of this act, offer for sale, or shall sell or give away, or in any manner dispose of any spirituous, vinous, or malt liquor, or permit another for him to sell, give away, or otherwise dispose of any such liquor, without having first taken out a special license as provided for in this act, shall be guilty of a misdemeanor, and shall be fined for the first offense not less than twenty-five nor more than one hundred dollars, and for the second and each subsequent offense, shall be fined not less than fifty nor more than two hundred dollars, and in default of payment of such fines shall be imprisoned in the county jail for a period of one day for each dollar of such fine; *Provided*, That the term of such imprisonment shall in no case exceed the period of ninety days for the same offense.

SEC. 6. This act shall take effect and be in force from Act takes effect, and after its passage.

Approved March 10, 1873.

CHAPTER XI.

AN ACT RELATING TO MANUFACTURING CORPORATIONS.

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

SECTION 1. Any number of persons, not less than three, who by articles of agreement in writing, have associated, or shall associate, according to the provisions of this act, under any name assumed by them for the purpose of carrying on any kind of manufacturing or mechanical business not incompatible with an honest purpose, and who shall comply with all the provisions of this act, shall, with their successors and assigns, constitute a body politic and corporate, under the name assumed by them in their articles of association. Who made incorporate under this act.

SEC. 2. The amount of the capital stock in every such corporation shall be fixed and limited by the stockholders in their articles of association, and shall be divided into shares of fifty dollars each, but every such corporation Of the capital stock.