

H. F. No. 363.

CHAPTER 126.

State
agricultural
society.

An act to reorganize and to regulate the affairs and management of the State Agricultural Society and the State Fair, so-called, appropriating money therefor, and re-enacting, codifying and amending the laws relating thereto, providing for grounds upon which the same is held, and the conveyance thereof to the state and the governance and control thereof, prohibiting the use or disposition of intoxicating liquors and providing generally for the protection, safety, health and comfort of the public, at and upon said grounds and in the vicinity thereof.

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

Laws relating
to re-enacted.

SECTION 1. That the laws relating to the State Agricultural society, its affairs and management, and those of the state fair, so-called, and providing for grounds upon which the same is to be held, and the governance and control thereof, be, and the same are hereby re-enacted, codified and amended so as to read as hereinafter set forth.

Public
corporation.

SEC. 2. The State Agricultural society as it now exists is hereby confirmed and established as a public corporation, with its present corporate seal and with power of perpetual succession.

Membership.

SEC. 3. Its membership, except honorary, shall be confined to citizens of Minnesota, and shall hereafter be composed as follows:

Delegates
from district
societies.

First—Three (3) delegates to be chosen annually by each of the county and district agricultural societies in this state, and in case any such society shall fail or neglect to appoint such delegates, then and in that event the president, secretary and treasurer of such society shall, by virtue of their offices, be members of the said State Agricultural society; *provided*, that if no county agricultural society exists in any county, or any such society shall fail to hold an annual fair, and any city therein shall maintain annually a street fair devoted to agricultural interests, then any three (3) delegates chosen by such street fair association, or if such street fair association fails or neglects to choose such delegates, then the president, secretary and treasurer of such street fair as-

sociation shall, by virtue of their offices, be members of the said State Agricultural society; and *provided further*, when there is, in any county, more than one such fair association, the senior association shall be entitled to such membership; and *provided further*, that all such societies and associations shall maintain an active existence and hold annual fairs, and shall have paid out, each year, the sum of three hundred dollars in premiums, and have an annual membership of twenty-five or more members.

Second—Honorary members, who by reason of eminent services in agriculture or horticulture, or in the arts and sciences connected therewith, or of long and faithful services in the society, or of benefits conferred upon it, may, by a two-thirds (2-3) vote at any of its annual meetings be elected as such.

Honorary
members.

Third—Two delegates selected by, and the presidents, ex-officio, of the following societies and associations: The State Horticultural society, the State Amber Cane society, the State Dairymen's association, the State Forestry association, the State Poultry association, the State Beekeepers' association and the Minnesota Stock Breeders' association and any other state society or association within the state having for its object the promotion of any branch of agriculture, horticulture, stock-raising or improvement or mechanics related to agriculture or horticulture.

Presidents
and two
delegates of
certain
societies.

Fourth—The members of the governing board of said society and its officers shall, by virtue of their offices as such, be and become members of said society.

SEC. 4. The management and control of its affairs shall be vested in its president, two vice presidents and six managers, to be known as its governing board, all of whom shall be citizens of this state, and any five of whom shall constitute a quorum; the annual meeting of the State Agricultural society shall be held in the state house in the city of St. Paul, or in any other place in said city or in the city of Minneapolis, or at the state fair grounds, so-called, as may be selected by the board of managers, on the second (2) Tuesday in January, and continued until the second (2) Thursday in January of each year, at which last named date the following officers shall be elected, namely: The president, two (2) vice presidents and two (2) managers, which said managers

Governing
board.

Annual
meeting.

Officers,
terms.

shall serve three (3) years each, and shall take the place of the present managers as their respective terms of office expire, so that two (2) members shall be chosen each year, and each member shall hold his office three (3) years, the board always to consist of six (6) members. The Governor of the State of Minnesota, ex-officio, and three (3) members from the state at large, who shall be appointed by the governor, with the advice and consent of the senate, shall constitute a board of auditors who shall examine all transactions of said State Agricultural society and report to the legislature at each session.

Board of
audit.

Election of
secretary and
treasurer,
term, com-
pensation.

SEC. 5. The president, vice president and board of managers shall, on the third (3) Tuesday of January of each year, elect a secretary and treasurer of said society, who shall each hold his office for the term of one year, and until his successor is elected and qualified, and their compensation and that of the other officers of the society shall be fixed and provided for by said board of managers.

Annual
report.

SEC. 6. The secretary shall be required to make an annual report to the governor on or before the tenth day of December in each year, showing in detail the proceedings of the society for the current year and such other information as shall be of interest to the public; and showing also the financial condition of the society from the books of the treasurer, which report shall be submitted to the governor of the state, and be printed annually, in like manner as the reports of other state officers.

Title to all
moneys and
other prop-
erty vested
in state.

SEC. 7. The title to all moneys and other property of the said State Agricultural society shall be and vest in the State of Minnesota, and there shall be no dividends or division of its assets among its members, and all moneys received by the State Agricultural society shall be used and employed in the holding of an annual exposition and exhibit of the agricultural, stock breeding, horticultural, mining, mechanical, industrial and other products and resources of the State of Minnesota, including proper exhibits of the arts, sciences and all other public displays pertinent to or attendant upon exhibitions and expositions of human art, industry and skill, and for the improvement of the premises hereinafter described, the payment of premiums and purses, and as an incident

Moneys,
how ex-
pended.

thereto, in furnishing such attractions and amusements at such annual exhibitions as the governing board of said society shall deem necessary and proper for the success of said exposition.

SEC. 8. The proper officers of the city of St. Paul and of the County of Ramsey are hereby empowered and authorized to convey to the State of Minnesota the following described real property, situated in the County of Ramsey and State of Minnesota, to wit: the southeast quarter of section twenty-one, and the east half of the east half of the southwest quarter of section twenty-one, township twenty-nine, range twenty-three of said county, and which said property when so conveyed shall be held by the State of Minnesota forever, for the following public purposes and no other, viz.: For the purpose of exhibiting thereon, under the management and control of the said state agricultural society, or its successors, annually, the agricultural, stock breeding, horticultural, mining, mechanical, industrial and other products and resources of the State of Minnesota, including proper exhibits of the arts, sciences and all other public displays, pertinent to or attendant upon exhibitions and expositions of human art, industry or skill. Nothing in this act, or in the said instrument of donation to the state, shall ever be construed or taken as giving said state or said society, or its successors, any power or authority to charge or incumber said property at any time, in any manner whatever.

Conveyance of state fair grounds to state.

Description of land.

For what purpose conveyed.

SEC. 9. The care, custody and control of said premises together with any adjoining property which may hereafter be added thereto, is hereby vested in the said State Agricultural society as a department of the state government, and the general offices of said society shall be located and maintained upon said premises, and said society is hereby authorized, required and empowered to maintain said offices upon said premises, wherein shall be contained the property and records of said society, and the entire care, custody and management and control of said premises and the structures thereon shall be vested in said society.

Care, custody and control, when vested.

General office, location.

SEC. 10. There shall be held by the state agricultural society, upon the premises hereinbefore described, at such times and for such period as the said governing board may prescribe, such an exposition and exhibit of the

Governing board to prescribe as to manner and kind of exposition and conduct same.

products of the State of Minnesota aforesaid as the said state agricultural society, through its said governing board may provide, and said society is hereby empowered to make all the needful rules and regulations for the government of said exposition, in providing for the same, and in providing for and paying such premiums at such exposition as they shall see fit and in such manner as they may desire, and to do and exercise upon said premises any and all acts which they now or hereafter lawfully may do, and are empowered to invite the co-operation of any other state, territory or county in said exposition; and any and all moneys expended by the said state agricultural society for premiums for exhibits or other displays, or which may hereafter be appropriated by the state to said society for such purposes, shall be expended upon and for such exposition and display as shall be held by the said society upon the premises aforesaid, for the purpose of encouraging agriculture, horticulture, stock-breeding, manufacture, and the mining, mechanical and industrial arts, sciences, products and resources of the State of Minnesota.

Rules and regulations, and enforcement of same.

SEC. 11. The said state agricultural society, acting by and through its governing board, is hereby authorized and empowered to make any and all by-laws, ordinances, regulations, rules and provisions, in addition to the provisions hereof and not inconsistent with the law, which shall, in their judgment, be necessary or proper for the government and control of said premises, and all expositions to be held thereon, and all such needful rules and regulations, concerning the government, deportment, protection, health, safety and comfort of the public thereon, as may be requisite and proper; and said governing board shall have full power and authority to enact, adopt, modify, and, from time to time, amend or repeal all such ordinances, rules, regulations and by-laws as they shall deem expedient, for the purposes herein named, providing penalties for their violation, and to do all acts necessary to enforce and carry the same into effect and punish offenders thereunder, the same to be in full force and effect from the time of their adoption and filing with the secretary of said society in its offices aforesaid.

License and regulate privileges.

SEC. 12. The said society, acting by, and through its said governing board for the purposes herein named and as an incident thereto, shall further have the power to

license and regulate any and all shows, exhibitions, performances and privileges on said premises, or may appoint an officer who shall be authorized to act in its name and stead in the premises, and to revoke said licenses and prohibit, remove and summarily stop, close and put an end to all exhibitions, shows, performances or privileges which are or may be by them deemed to be offensive to good morals, or which are contrary to the laws of this state.

SEC. 13. The president of said society shall have authority to select and appoint, at or before the time of holding any such fair, exposition or exhibition, as many persons to act as special officers as may in his judgment be necessary to secure peace and good order on or about the premises where the same is to be held, for and during the time of holding the same, and for a reasonable time prior and subsequent thereto, which said appointments shall be made and evidenced by written certificates thereof, dated and signed by the president of the said society in his official capacity. Such police officers shall, before entering upon the discharge of the duties of their office, take and subscribe the usual oath of office before some officer authorized to administer oaths, said oaths of office to be indorsed on said certificates of appointment. The police officers so appointed and qualified as aforesaid shall each have and exercise, during the time stated in their respective certificates of appointment, all the power and authority of constables at common law, and shall have in addition thereto, full power and authority to arrest, without warrant, any and all persons found violating, on or about the grounds of the premises of said society, and within a distance of one-half mile thereof, any law of the State of Minnesota, or any rule, regulation, by-law or ordinance of said society enacted or adopted pursuant to the provisions hereof; and to summarily remove the persons and property of such offenders from the grounds and premises and take such offenders before any court of competent jurisdiction, to be dealt with according to law.

Selection of special officers to secure peace and good order.

Authority of constables.

SEC. 14. The president, vice president and members of the board of managers shall each have, by virtue of his office, the same power to make arrests and remove the persons and property of offenders that is conferred upon special police officers by the next preceding section here-

Officers of society who may exercise police authority.

of. The president, vice presidents, members of the board of managers and special police officers aforesaid, shall each wear some appropriate badge of office while acting in their official capacity as such officers.

Lockup.

SEC. 15. Said society is hereby authorized and empowered to provide and maintain a watch house, or lock-up, upon said premises, as a place of confinement for all offenders, and for the temporary detention of all suspected persons.

Unlawful to dispose of intoxicating liquors on grounds, or within half mile of

SEC. 16. It shall be unlawful at any time to sell, barter, give away or otherwise dispose of or to introduce, have or keep for the purpose of, use, barter, gift or sale, any spirituous, malt or other fermented liquors, or intoxicating liquors of any kind, upon or within one-half mile of the premises hereinabove described and commonly known as the State Fair grounds, or to aid and abet another in so doing, and the presence, or possession of any spirituous, malt or other fermented liquors or intoxicating liquors of any kind, in any quantity, upon the premises leased or occupied by any person within said limits is hereby declared to be a public nuisance, and shall be prima facie evidence of his purpose to barter, give away or sell the same as aforesaid.

Seizure without writ or warrant.

SEC. 17. The governing board aforesaid, by itself or through its special police officers, shall seize, without writ or warrant, and take possession of any spirituous, malt or other fermented liquors, or intoxicating liquors of any kind, which may be found within said limits, or kept by any person in violation of the provisions of this act, and may sell and dispose of the same at public auction or private sale, and turn the proceeds into the treasury of said society.

Penalty.

SEC. 18. Any person found guilty of a violation of the provisions of section sixteen (16) hereof, shall upon conviction thereof, be punished by a fine of one hundred dollars (\$100), or by imprisonment in the county jail for a period of ninety days.

Misdemeanors defined.

SEC. 19. Any person or persons who shall commit, engage in any rioting, quarreling, fighting, revelling, drunkenness, noisy disturbance, improper diversion or any other disorderly conduct, calculated to annoy or disturb others, within the said State Fair grounds, or who shall be found begging therein, shall be guilty of a misdemeanor.

SEC. 20. Any person who shall be found lurking, lying in wait or concealed in any house or other building, or in any yard or premises within the limits of the State Fair grounds, or who shall loiter about the immediate vicinity thereof, with intent to do any mischief, or to steal, or to commit offense, shall be guilty of a misdemeanor.

SEC. 21. Any person who shall trespass on, or enter or attempt to enter the said State Fair grounds by jumping or climbing or passing through any fence or enclosure or in any manner except through the open gates provided for that purpose, or who shall, during any fair, enter such gates, or other reserved inclosure in said grounds, without authority or written permit, pass or ticket, issued by the governing board or its duly authorized officer, or who shall obtain permission to enter said grounds by impersonating another or through any misrepresentation or false pretenses whatsoever, shall be guilty of a misdemeanor.

SEC. 22. Any person who shall steal, or unlawfully obtain or appropriate any ticket, paper or other writing, entitling or purporting to entitle the holder or proprietor thereof to admission to said grounds or any part thereof, or who shall sell or dispose of any such ticket, paper or writing, which upon its face appears to have been issued to another person and is not transferable, without informing the purchaser of the true character thereof, shall be guilty of a misdemeanor.

SEC. 23. Any person who shall make or exhibit, within said fair grounds, any show or shows, caravans or circuses, or perform any plays, games, concerts, theatricals or other performances, exhibitions or curiosities, for which pay or compensation or an admission fee of any kind shall be required, demanded or received, without having been previously licensed thereto by authority of the governing board, or any person who shall exhibit or perform therein any indecent, obscene or immoral play or other representation, shall be guilty of a misdemeanor. It shall be the duty of the said governing board to close all such as may be or may be by it deemed to be indecent, obscene or immoral, and any and all moneys which may have been paid in connection therewith shall be deemed to have been forfeited.

Forfeiture of
privilege.

SEC. 24. In addition to the foregoing, each and all

Criminal laws of state extended.

Justice of the peace of Ramsey county to have jurisdiction—may hold court on grounds.

Society authorized to contract in own name.

State appropriations, annual \$1,000.

of the criminal laws of this state are herein specifically extended to operate over the premises hereinbefore referred to, and any justice of the peace within the county of Ramsey, designated by the governing board of the said society for that purpose, shall have jurisdiction of offenders under the terms and against the provisions hereof and thereof, and may proceed to hear, try and determine the same in a summary manner, in accordance with the laws of this state. He may, for that purpose, hold his court within the limits of said grounds, during the progress of any fair, exposition or exhibition, and for one week prior and subsequent thereto, nor shall he be required to grant any application for a change of venue from his court. While so acting he may be allowed such compensation, not exceeding five dollars per day, as may be fixed by said governing board; and all fines, costs and penalties, collected upon conviction of any offense committed within said fair grounds or in violation of any of the provisions of this act, shall be forthwith paid to the treasurer or other proper officer of said society, and his receipt therefor filed by the court, with the county auditor of said county. The said governing board may appoint and provide for the compensation of such officers as it may deem qualified to prosecute violations of this act, or to act otherwise in the capacity of a legal adviser to said society.

SEC. 25. The said State Agricultural society shall have authority to contract in and by its own name as such and through its agents and officers duly appointed thereto, and the provisions of this act, and of all ordinances, by-laws, rules and regulations adopted by the governing board in pursuance hereof, shall be deemed a part of any and all contracts entered into by said society or any of its boards of officers, with any exhibitors, privilegeholders, lessees, licensees, and other persons dealing with said society, its boards or officers.

SEC. 26. The sum of four thousand dollars (\$4,000) is hereby annually appropriated out of any moneys in the state treasury, not otherwise appropriated, to aid the said State Agricultural society in paying premiums and awards; the same to be paid out by the state treasurer on the order of the president and treasurer of said society, countersigned by the secretary thereof.

SEC. 27. Chapter 181 of the laws of 1887, chapter

174 of the laws of 1885, chapters 51 and 52 of the laws of 1891, being sections 2952 to 2969, both inclusive, of the General Statutes of 1894, chapter 225 of the laws of 1897 and chapter 304 of the laws of 1899 are hereby repealed.

Laws
repealed.

SEC. 28. This act shall take effect and be in force from and after its passage.

Approved April 3, 1903.

CHAPTER 127.

H. F. No. 20.

An act to provide for the payment of expenses incurred in the control of infectious or contagious diseases.

Payment of
expenses in
control of
contagious
diseases.

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

SECTION 1. All necessary expenses hereafter incurred by the board of health or health officer of any town, borough, village, or city, in the general control of infectious or contagious diseases, shall in the first instance be a charge against the town, borough, village, or city, in which such expenses were incurred, and shall be allowed in the same manner that other claims are allowed. Whenever any town, borough, village, or city, has allowed any claims incurred in the control of infectious or contagious diseases, the town clerk of such town, or the recorder, or like officer, of such borough, village, or city, shall send a certified statement to the county auditor of the county in which such expenses were incurred; such statement shall contain the date upon which such claims were allowed, to whom allowed, for what purpose, and the amount of each claim as allowed. Upon receipt of such statement the county auditor shall thereupon place the same before the board of county commissioners of his county at their first meeting thereafter, and it shall be the duty of said board of county commissioners to audit one-half ($\frac{1}{2}$) the amount allowed by such town, borough, village, or city, or so much thereof not exceeding one-half as such board of county commissioners shall determine to be just and proper. Whenever any board of county commissioners shall disallow the one-half of any such statement or any part thereof it shall be the duty of the county auditor of such county within ten days thereafter, to notify, in writing the town clerk or the re-

In first in-
stance, a
charge
against
municipality.

Certified
statement to
county
auditor.

County com-
missioners to
audit not
to exceed
one-half of
amount.

When dis-
allowed.