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THE  
REVISED STATUTES,  
OF THE  
TERRITORY OF MINNESOTA,

PASSED AT THE SECOND SESSION OF THE  
LEGISLATIVE ASSEMBLY,

COMMENCING JANUARY 1, 1851.

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PRINTED AND PUBLISHED PURSUANT TO LAW, UNDER THE SUPERVISION OF M. S. WILKINSON.

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SAINT PAUL:

JAMES M. GOODHUE, TERRITORIAL PRINTER.

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1851

ers of such neglect, and such clerk shall immediately provide such standards, and cause the same to be tried, proved, scaled, and deposited as aforesaid, at the expense of his county.

SEC. 7. The county treasurer shall be entitled to receive a fee of five cents for the first sealing of every weight, measure, scale or beam, and three cents for every subsequent sealing of the same.

Fees of county treasurer:

SEC. 8. If any sealer of weights and measures shall neglect to perform his duty as prescribed in this chapter, he shall forfeit for each neglect, the sum of five dollars.

Penalty for sealer to neglect his duty.

SEC. 9. The vibrating steel-yards, which have heretofore been allowed and used in this territory, may continue to be used, but each beam, and the poises thereof shall be annually tried, proved and sealed by a sealer of weights and measures, like other beams and weights.

Steel-yards to be annually proved.

SEC. 10. When any commodity shall be sold by the hundred weight, it shall be understood to mean the net weight of one hundred pounds avoirdupois, and all contracts concerning goods or commodities sold by weight, shall be construed accordingly, unless such construction would be manifestly inconsistent with the special agreement of the parties contracting.

One hundred pounds avoirdupois to be the hundred weight implied in contracts.

SEC. 11. Whenever wheat, rye, indian corn, oats, barley, cloverseed, buckwheat, dried apples or dried peaches shall be sold by the bushel, and no special agreement as to the measure or weight thereof, shall be made by the parties, the measure thereof shall be ascertained by weight, and shall be computed as follows: Sixty pounds for a bushel of wheat or clover seed; fifty-six pounds for a bushel of rye or indian corn; thirty-two pounds for a bushel of oats; forty-eight pounds for a bushel of barley; forty-two pounds for a bushel of buckwheat, and twenty-eight pounds for a bushel of dried apples or dried peaches.

Standard weight of commodities sold by the bushel.

SEC. 12. The half bushel and the parts thereof, shall be the standard measure for charcoal, fruits and other commodities, customarily sold by heaped measure, and in measuring such commodities, the half bushel or other smaller measure shall be heaped as high as may be without special effort or design.

The half-bushel to be the standard for certain articles.

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CHAPTER 33.

OF SEALS.

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SECTION.

1. Description of seal of the territory; where to be deposited; who to have custody.
2. Commissioners to provide seals for district and probate courts.

SECTION

3. When court is without seal how to proceed.
4. Device may be used by way of seal.
5. The great seal of Minnesota adopted.

SEC. 1. The description in writing of the great seal of the territory, shall be deposited and recorded in the office of the secretary of the territory, and shall remain a public record, and shall be and continue the description of the great seal of the territory; and the person administering the government of the territory, shall have the custody of the

Description of seal of the territory; where to be deposited.

Who to have custody.

said seal; and all such matters and things as issue under the said seal, shall be entered on record in the office of the secretary of the territory.

Commissioners to provide seals, &c.

SEC. 2. It shall be, and hereby is made the duty of the board of county commissioners of the several counties of the territory, to provide and furnish seals for such of the several district, county, and probate courts as are now unprovided with the same, and with such inscriptions and devices as the said courts shall respectively require.

When court is without seal how to proceed.

SEC. 3. When any court of record shall be unprovided with a seal, the judge of said court may authorize the use of any temporary seal, or of any device by way of seal, until the same shall be provided as aforesaid.

Device may be used by way of seal.

SEC. 4. Any instrument to which the person making the same shall affix any device by way of seal, shall be adjudged, and held to be of the same force and obligation as if it were actually sealed.

The great seal of Minnesota adopted.

SEC. 5. The great seal of the territory of Minnesota, is hereby adopted and declared to be the great seal of the territory of Minnesota.

CHAPTER 34.

OF BILLS OF EXCHANGE AND PROMISSORY NOTES.

SECTION

1. Promissory notes, &c.
2. Effect of notes signed by agent.
3. Payees, indorsees, and holders how to maintain action.
4. If payable to order of maker, or fictitious person, effect of.
5. Days of grace, when allowed.

SECTION

6. When grace not allowed.
7. Acceptance to be in writing.
8. When damages to be allowed on foreign bills of exchange.
9. Damages on inland bills of exchange drawn on persons in other states and territories.

Promissory notes.

SEC. 1. All notes, in writing, made and signed by any person, whereby he shall promise to pay to any other person, or his order, or unto the bearer, any sum of money therein mentioned, shall be due and payable as therein expressed, and shall have the same effect, and be negotiable in like manner, as inland bills of exchange, according to the custom of merchants.

Notes signed by agent.

SEC. 2. Every note signed by the agent of any person, under a general, or special authority, shall bind such person, and have the same effect, and be negotiable, as provided in the preceding section.

Payees, indorsees, and holders, how to maintain action.

SEC. 3. The payees and indorsees of every such note, payable to them, or their order, and the holder of every such note, payable to bearer, may maintain actions for the sums of money therein mentioned, in like manner as in cases of inland bills of exchange, and not otherwise.

If payable to order of maker or fictitious person, effect of.

SEC. 4. Such notes, made payable to the order of the maker thereof, or to the order of a fictitious person, shall, if negotiated by the maker, have the same effect, and be of the same validity, as against the maker, and all persons having knowledge of the facts, as if payable to bearer.

SEC. 5. On all bills of exchange, payable at sight, or at a future