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THE

PUBLIC STATUTES

OF THE

STATE OF MINNESOTA.

(1849—1858.)

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CHAPTER 131.

ANIMALS.

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An Act relative to Sheep and Swine.

✓ [Passed March 4, 1854.] c. 172

(1.) SEC. I. *Be it enacted by the legislative assembly of the territory of Minnesota:* That it shall and may be lawful for sheep and swine, to run at large, in and upon the open commons, on unoccupied grounds in this territory, at any, and all times, between the first day of May, and the first day of November, in each and every year: *provided*, that a majority of the legal voters shall so determine at any regular meeting of said precinct.

Sheep and swine; when to run at large.

(2.) SEC. II. And be it enacted, that this act shall not extend to, or have force within the precincts of any incorporate town or city.

Where in force.

(3.) SEC. III. That no person shall be eligible to hold any office under the laws of this territory, who has not been a resident of this territory for six months preceding his election or appointment.

Eligibility to office.

An Act to authorize the running at large of Cattle, Horses and Mules.

✓ [Passed March 7, 1857.] c. 8

(4.) SEC. I. *Be it enacted by the legislative assembly of the territory of Minnesota:* That from and after the passage of this act it shall be lawful for all cattle, horses and mules to run at large, in and upon any and all commons, unenclosed or vacant lands in this territory, between the fifteenth day of April and the first day of November, of every year.

Run at large.

(5.) SEC. II. *And be it further enacted*, that no action shall be maintained in any court in this territory having for its object the recovery of damages for injuries committed by any such animal or animals, unless the plaintiff in such action shall prove upon the trial, that the land whereon such damages were done or such injuries were committed, was at the time of the commission of such damages, wrongs or injuries, enclosed by a good and lawful fence.

Action; how maintained.

(6.) SEC. III. The provisions of this act shall not be construed to authorize the running at large of stallions over two years old, nor any cattle, horse, horses or mules, that are known to be breachy.

Not authorized.

An Act to provide for the destruction of Wolves.

[Passed February 25, 1856.] c. 65

(7.) SEC. I. *Be it enacted by the legislative assembly of the territory of Minnesota:* The several boards of county commissioners of the several

Bounties.

in such penal sum as the said treasurer shall require, not less than one thousand dollars, nor more than three thousand dollars; with condition to pay all auction duties required by law to the treasurer of the said county, and also, that he shall in all things well and truly conform to the laws relating to auctioneers; which bond shall be filed in the office of said treasurer, with the endorsement of his approval thereon.

(4.) SEC. IV. If any person licensed as aforesaid, shall receive for sale at auction, any goods, wares, merchandise, or personal property from any minor or servant, knowing him or her to be such servant or minor, or shall sell by auction any of his own goods before sunrise, or after sunset, he shall forfeit a sum not exceeding two hundred dollars for each and every offense. Penalties.

(5.) SEC. V. Every licensed auctioneer shall keep a fair and particular account of all goods, chattels and property sold by him, the names of the persons from whom the same were received, and the names of the persons to whom the same shall have been sold. To keep account.

(6.) SEC. VI. If any person, not licensed and qualified as an auctioneer, as prescribed in the preceding sections of this act, shall sell, or attempt to sell, any real or personal estate, goods, wares, merchandise or chattels whatsoever, by way of public auction, he shall be guilty of a misdemeanor, and on conviction thereof, shall be punished by a fine not exceeding one hundred dollars, for each and every offense. Penalties.

(7.) SEC. VII. The tenant or occupant of any house or store, having the actual possession and control of the same, who shall knowingly permit any person to sell any real or personal estate by public auction in his said house or store, or in any apartment or yard appurtenant to the same, contrary to the provisions of this chapter, shall forfeit a sum not exceeding three hundred dollars. Penalties.

(8.) SEC. VIII. Nothing in this chapter, shall extend to sales made by sheriffs, deputy sheriffs, coroners, constables or collectors of taxes. Act not applicable where.

(9.) SEC. IX. No appointment granted as aforesaid, shall remain in force more than one year from the date thereof. Term of appointment.

(10.) SEC. X. All appointments of auctioneers heretofore made, and all privileges and rights in virtue thereof, shall cease and determine, at the time the provisions of this chapter shall take effect. Previous appointments cease when.

(11.) SEC. XI. No person, in virtue of any appointment heretofore made, shall be deemed a licensed auctioneer. But every person holding such appointment, shall be subject to all the provisions of this chapter, in the same manner as all other persons not being appointed as above provided. Who deemed licensed.

(12.) SEC. XII. This act shall take effect from and after its passage, and all laws and parts of laws inconsistent with the provisions of this act, are hereby repealed. When to take effect.

SEC. XIII, XIV, XV and XVI: [*Repealed, laws of 1855, page 167.*]