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# GENERAL STATUTES

OF THE

# STATE OF MINNESOTA.

PREPARED BY THE COMMISSIONERS APPOINTED TO REVISE  
THE STATUTES OF THE STATE, BY ACT OF THE  
LEGISLATURE, PASSED FEBRUARY 17, 1863.

ONE HUNDRED COPIES ORDERED PRINTED.



SAINT PAUL:

FREDERICK DRISCOLL, STATE PRINTER.

(PRESS PRINTING COMPANY.)

1865.

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C. S. p. 722, Sect. 19.

1 SECT. 19. Whoever in any manner disguises himself  
 2 with intent to obstruct the due execution of the law, or with  
 3 intent to intimidate, hinder, or interrupt any officer or any  
 4 other person in the legal performance of his duty, or the ex-  
 5 ercise of his rights under the laws of this state, whether  
 6 such intent is effected or not, shall be punished by impris-  
 7 onment in the county jail not more than one year, or by  
 8 fine not exceeding one hundred dollars.

C. S. p. 722, Sect. 20.

1 SECT. 20. Whoever takes any money, or gratuity, or  
 2 reward, or an engagement therefor, upon any agreement or  
 3 understanding, express or implied, to compound or conceal  
 4 the commission of any offense, or not to prosecute therefor,  
 5 or not give evidence thereof, shall, where such offense was  
 4 punishable with death be punished by imprisonment in the  
 7 state prison, not more than three years; and where the offense  
 8 was punishable in any other manner, shall be punished by  
 9 imprisonment in the state prison, not exceeding one year, or  
 10 in the county jail not more than six months, or by fine not  
 11 exceeding one hundred dollars.

C. S. p. 722, Sect. 21.

1 SECT. 21. If any sheriff, constable or other officer au-  
 2 thorized to serve legal process, receives from a defendant  
 3 or any other person, any money or other valuable thing, as  
 4 a consideration, reward, or inducement for delaying or  
 5 omitting to arrest any defendant, or to carry him before a  
 6 magistrate, or for delaying to take any person to prison, or  
 7 for postponing the sale of any property under an execution,  
 8 or for omitting or delaying to perform any duty pertaining  
 9 to his office, he shall be punished by imprisonment in the  
 10 county jail not more than one year, or by fine not exceed-  
 11 ing five hundred dollars.

## CHAPTER XCVIII.

### OFFENSES AGAINST THE PUBLIC PEACE.

c 93

C. S. p. 723, Sect. 1.

1 SECTION 1. If any persons, to the number of twelve or  
 2 more, any of whom being armed with any dangerous wea-  
 3 pons; or if any persons to the number of thirty or more,  
 4 whether armed or not, are unlawfully, riotously, or tumul-  
 5 tuously assembled in any city, town, or county, it shall be  
 6 the duty of the mayor and each of the aldermen of such city,  
 7 and of the president and each of the trustees of such town,  
 8 and of every justice of the peace living in such city or town,  
 9 and of the sheriff of the county and his deputies, and also

10 of every constable and coroner living in such city or town,  
 11 to go among the persons so assembled, or as near them as  
 12 may be with safety, and in the name of the state of Minne-  
 13 sota, to command all the persons so assembled, immediate-  
 14 ly and peaceably to disperse; and if the persons so assem-  
 15 bled shall not thereupon immediately and peaceably dis-  
 16 perse, it shall be the duty of each of the magistrates and  
 17 officers to command the assistance of all persons there pres-  
 18 ent, in seizing, arresting, and securing in custody, the per-  
 19 sons so unlawfully assembled, so that they may be proceed-  
 20 ed with according to law.

1 SECT. 2. Whoever being present and commanded by  
 2 any of the magistrates or officers mentioned in the preced- C. S. p. 723, Sect. 2. c 13  
 3 ing section, to aid or assist in seizing and securing such rioters  
 4 or persons so unlawfully assembled, or in suppressing such riot  
 5 or unlawful assembly, refuses or neglects to obey such com-  
 6 mand, shall be deemed to be one of the rioters or persons  
 7 unlawfully assembled, and shall be liable to be prosecuted  
 8 therefor, and punished accordingly.

1 SECT. 3. If any mayor, alderman, president, trustee,  
 2 justice of the peace, sheriff, or deputy sheriff, constable, or  
 3 coroner, having notice of any such riotous or tumultuous C. S. p. 723, Sect. 3.  
 4 and unlawful assembly as is mentioned in this chapter, in  
 5 the city, town or county in which he lives, neglects or re-  
 6 fuses immediately to proceed to the place of such assembly,  
 7 or as near thereto as he can with safety, or neglects or omits  
 8 to exercise the authority with which he is invested by this  
 9 chapter, for suppressing such riotous or unlawful assembly,  
 10 and for arresting and securing the offenders, he shall be  
 11 deemed guilty of a misdemeanor, and punished by a fine not  
 12 exceeding three hundred dollars.

1 SECT. 4. If any persons who shall be so riotously and  
 2 unlawfully assembled, and who have been commanded to  
 3 disperse as before provided, refuses or neglects to disperse C. S. p. 723, Sect. 4.  
 4 without unnecessary delay, any two of the magistrates or  
 5 officers before mentioned may require the aid of a sufficient  
 6 number of persons, in arms or otherwise, as may be neces-  
 7 sary, and shall proceed in such manner as in their judg-  
 8 ment is expedient, forthwith to disperse and suppress such  
 9 unlawful, riotous, or tumultuous assembly, and seize and  
 10 secure the persons composing the same, so that they may  
 11 be proceeded with according to law.

1 SECT. 5. Whenever an armed force is called out for  
 2 the purpose of suppressing any tumult or riot, or dispersing C. S. p. 724, Sect. 5.  
 3 any body of men acting together by force, with intent to  
 4 commit any felony, or to offer violence to persons or pro-

5 perty, or with intent by force or violence, to resist or op-  
 6 pose the execution of the laws of this state, such armed  
 7 force, when they arrive at the place of such unlawful, riot-  
 8 ous, or tumultuous assembly, shall obey such orders for  
 9 suppressing the riot or tumult, and for dispersing and ar-  
 10 resting all the persons who are committing any of the said  
 11 offenses, as they have received from the governor, or from  
 12 any judge of the court of record, or the sheriff of the coun-  
 13 ty; and also such further orders as they there shall receive  
 14 from any two of the magistrates or officers mentioned in the  
 15 first section.

c93

C. S. p. 724, Sect. 6.

1 SECT. 6. If by reason of any of the efforts made by any  
 2 of the said magistrates or officers, or by their direction, to  
 3 disperse such unlawful, riotous, or tumultuous assembly, or  
 4 to seize and secure the persons composing the same who  
 5 have refused to disperse, though the number remaining may  
 6 be less than twelve, any such person or other persons then  
 7 present as spectators, or otherwise, are killed or wounded,  
 8 the said magistrates and officers, and all persons acting by  
 9 their order, or under their directions, shall be held guiltless  
 10 and fully justified in law; and if any of the said magistrates  
 11 or officers, or any person acting by their order or under  
 12 their direction, are killed or wounded, all the persons so  
 13 unlawfully, riotously, and tumultuously assembled, shall be  
 14 held answerable therefor.

C. S. p. 724, Sect. 7.

1 SECT. 7. If any of the persons so unlawfully assembled,  
 2 demolish, pull down, or destroy any dwelling house, or any  
 3 other building, or any shop, steamboat, or vessel, he shall  
 4 be punished by imprisonment in the state prison, not more  
 5 than seven years, nor less than three years.

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## CHAPTER XCIX.

### OFFENSES AGAINST PUBLIC POLICY.

#### LOTTERIES.

c94

C. S. p. 724, Sect. 1.

1 SECTION 1. Whoever sets up or promotes any lottery  
 2 for money, or disposes of any property of value, real or  
 3 personal, by way of lottery, and whoever aids either by  
 4 printing or writing, or in any way is concerned in setting  
 5 up, managing, or drawing any such lottery, or who in any  
 6 house, shop, or building owned or occupied by him, or un-  
 7 der his control, knowingly permits the setting up, mana-