

REVISED LAWS

MINNESOTA

1905

ENACTED APRIL 18, 1905 TO TAKE EFFECT MARCH 1, 1906

EDITED AND ANNOTATED BY
MARK B. DUNNELL

PUBLISHED UNDER CHAPTER 185, LAWS 1905

ST. PAUL
PUBLISHED BY THE STATE
1906

break any window therein, or who shall aid, counsel, hire, or procure any person so to do, shall be guilty of a misdemeanor. (6894)

5150. Injury to baggage—Every person employed by a railway or other corporation, every express agent, stage driver, drayman, hackman, or other person who shall handle, remove, or take care of trunks, valises, boxes, packages, or other baggage, who, while handling, loading, transporting, unloading, delivering, or storing the same, shall wilfully, wantonly, or carelessly break, injure, or destroy the same, or any part thereof, shall be guilty of a misdemeanor. (6895)

CHAPTER 102

CRUELTY TO ANIMALS

5151. Definitions—The word "animal" shall include every living creature except the human race; the word "torture" or "cruelty," every act, omission, or neglect whereby unnecessary or unjustifiable pain, suffering, or death shall be caused or permitted. The term "impure and unwholesome milk" shall include all milk obtained from animals in a diseased or unhealthy condition, or fed on distillery waste, usually called "swill," or upon any substance in a state of putrefaction or fermentation. (6809)

5152. Overworking animals, etc.—Every person who shall—

1. Overdrive, overload, torture, cruelly beat, neglect, or unjustifiably injure, maim, mutilate, or kill any animal, or cruelly work the same when unfit for labor, whether belonging to himself or another;

2. Deprive of necessary food, water, or shelter any animal of which he has charge or control;

3. Keep cows or other animals in any inclosure without wholesome exercise and change of air;

4. Feed cows on food which produces impure or unwholesome milk;

5. Abandon any maimed, sick, infirm, or disabled animal to die in any public place;

6. Allow any such animal to lie in the street, road, or other public place for more than three hours after notice; or

7. Wilfully set on foot, instigate, or in any way further any act of cruelty to animals, or any act tending to produce such cruelty—

Shall be guilty of a misdemeanor. (6792, 6793)

22-271.

5153. Cruelty in transportation—Every person who shall carry, or cause to be carried, any live animals upon any vehicle or otherwise, without providing suitable racks, cars, crates, or cages in which such animals can both stand and lie down during transportation and while awaiting slaughter; every person who shall carry or cause to be carried upon a vehicle or otherwise any live animal having feet or legs tied together, or in any other cruel or inhuman manner; and every person or corporation engaged in transporting live stock who shall detain the same in cars or compartments for more than twenty-four hours without food, water, and attendance, or shall permit the same to be crowded together without sufficient space to stand, or so as to overlie, crush, wound, or kill each other—shall be guilty of a misdemeanor. (6792, 6793)

5154. Docking horses—Every person who shall cut the bony part of a horse's tail for the purpose of docking it, or cause or knowingly permit the same to be done upon premises of which he is owner, lessee, or user, or who shall assist in such cutting, shall be punished by imprisonment in the county jail for not less than thirty nor more than ninety days, or by a fine of not less than twenty-five dollars nor more than one hundred dollars. Whenever a horse shall be found so cut, and the wound resulting unhealed, upon the premises or in the custody of any person, such fact shall constitute prima

facie evidence that the offence was committed by him. All fines resulting from complaint made by an officer or agent of any society of this state for the prevention of cruelty to animals, for any offence specified in this section, shall be paid to the society whose officer or agent made the complaint. ('99 c. 68)

5155. Clipped horses, etc.—Every person having the custody of any animal which shall have had its hair removed by clipping or shearing, who, within sixty days after such clipping or shearing, and between November 1 and May 1, shall cause or permit such animal to stand on a road, street, or other unsheltered place, without being blanketed, shall be guilty of a misdemeanor. ('03 c. 283)

5156. Injury to birds—Every person who shall in any manner wantonly maim, kill, or destroy any brown thrush, bluebird, martin, swallow, wren, cat-bird, robin, peewee, meadow lark, or other insect-devouring bird of any kind or name whatsoever, or who shall wantonly destroy the nests or eggs of any such bird, shall be guilty of a misdemeanor, and punished by a fine of not less than one dollar nor more than fifteen dollars. (6795)

5157. Poisoning animals—Every person who shall unjustifiably administer or permit to be administered any poisonous or noxious drug or other substance to any animal, or who shall expose any such drug or other substance, with intent that the same shall be taken by any animal, either his own or the property of another, shall be guilty of a gross misdemeanor, and punished by imprisonment in the state prison not exceeding two years, or in a county jail not exceeding six months, or by a fine not exceeding five hundred dollars, or by both such fine and imprisonment. (6796)

See 1905 c. 53

5158. Cock-fights—Dog-fights, etc.—Every person who shall engage in, be employed at, aid, or abet cock-fighting, dog-fighting, bear-baiting, pitting one animal against another of the same or a different kind, or any other similar cruelty to animals; or who shall receive money for the admission of any person to any place used, or about to be used, for any such purpose, or shall wilfully permit any one to enter or use for any such purpose premises of which he is the owner, agent, or occupant; and every person who shall use, train, or possess a dog or other animal for the purpose of seizing, detaining, or maltreating any domestic animal—shall be punished by imprisonment in the county jail for not less than ten nor more than ninety days, or by fine of not less than five dollars nor more than one hundred dollars. Every person who shall knowingly purchase a ticket of admission to any such place, be present at or witness such spectacle, shall be deemed an aider and abettor. (6797)

5159. Animal with infectious disease—Every owner or person having charge of any animal, knowing the same to have any infectious or contagious disease, or to have recently been exposed thereto, who shall sell or barter the same, or knowingly permit such animal to run at large or come into contact with any other animal, or with another person without his knowledge and permission, shall be punished by imprisonment in the county jail for not more than thirty days, or by fine of not less than twenty dollars nor more than one hundred dollars. (6805)

70-282, 286, 73+163.

5160. Exposure of animals—Duties of officers—Any sheriff, constable, village marshal, or police officer may remove, shelter, and care for any horse or other animal found exposed to the weather and not properly blanketed, or remaining more than two successive hours without attention in cold or inclement weather, and when necessary may deliver such animal to another person to be so sheltered and cared for; but in all cases the owner, if known, shall be immediately notified, and such officer, or the person having possession of the animal, shall have a lien thereon for its care and keeping and the expense of the notice. If the owner or custodian be unknown, and cannot with reasonable effort be ascertained, or shall not, within five days after notice, redeem such animal by paying the expenses incurred as aforesaid, it may be treated as an estray, and be dealt with as such. ('03 c. 297)