

a copy of such record duly certified by the register of deeds shall be filed in the office of the secretary of state, and thereupon the said lands in said adjoining county shall become part of the said city for all purposes and be subject to the laws, ordinances and jurisdiction of said city for all purposes whatsoever, except as hereinafter provided.

SEC. 3. No territory so acquired shall at any time be subject to taxation for any indebtedness of said city incurred at any time prior to the date of such annexation. If the boundaries of the special or independent school district existing in said city, shall by the law under which said school district is organized, be co-extensive with the limits of said city, then and in that case, the said territory so included within said corporate limits under this act, shall be construed to be part of the said school district, but shall not be subject to taxation for any indebtedness incurred by said school district before the date of such annexation.

Not subject
to taxation.

SEC. 4. No such territory shall be annexed, however, unless the majority of the owners thereof shall consent thereto in writing.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved April 15, 1905.

H. F. No. 629.

CHAPTER 192.

An act to provide for securing evidence against persons illegally disposing of intoxicating liquors and for the prosecution of such persons.

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

SECTION 1. Upon the filing of an affidavit subscribed and sworn to by a resident voter of the county, with any justice of the peace having criminal jurisdiction, or clerk of a municipal court in said county, which affidavit shall set forth upon knowledge or upon information and belief the name of any person or persons who frequent any place in said county for the purpose of obtaining intoxicating liquors, the location of such place and the name of the proprietor thereof, if known, such justice of the peace if such place is within the town or district in which he was elected, or a justice of the peace having criminal

Evidence
against per-
sons illegall-
ly selling in-
toxicating
liquors.

Appearance
in court.

jurisdiction in an adjoining town or district, or clerk of such municipal court having jurisdiction shall forthwith issue a subpoena for the person or persons named in said affidavit as frequenting such place, commanding them to appear before such justice or court at a day and hour named therein. At the time of said appearance such justice or court shall interrogate said witnesses for the purpose of determining whether or not intoxicating liquors are illegally sold or disposed of at the place named in said affidavit; and if it shall appear as the result of such examination that intoxicating liquor has been illegally sold or disposed of at such place, such justice of the peace or judge of such court shall forthwith issue a warrant for the arrest of any person or persons who shall appear by such examination to have been guilty of such illegal sale or disposition; and such person shall thereupon be prosecuted for such offense. No testimony given upon such hearing shall be in any manner used to the prejudice of the witness giving the same, and the failure of any witness to answer questions put to him upon such examination may be punished as a contempt the same as in other cases.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved April 15, 1905.

H. F. No. 290.

CHAPTER 193.

Evidence in
actions.

An act to authorize the reception as evidence, in actions where the title to land is in controversy, of abstracts of title and abstractor's data or minutes, or sworn copies thereof, when public records have been lost or destroyed and the original instruments cannot be produced.

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

SECTION 1. Whenever, upon the trial of any action or proceeding which is now, or hereafter may be, pending in any court in this state, any party to such action or proceeding, or his agent or attorney, shall make and file an affidavit in such cause, stating that the original of any deed or other instrument in writing or the records of any court relating to any lands, the title or any interest therein being in controversy or question in such action or proceeding, are lost or destroyed, and not within the power

Loss of
title.