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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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CHAPTER 98.

OF CRIMES AND PUNISHMENTS.

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1. Crime or public offence defined.
2. Crimes how divided.
3. Felony defined.

SECTION

4. Misdemeanor.
5. Party prosecuted designated defendant.

Crime or public offence defined.

SEC. 1. A crime or public offence is an act or omission forbidden by law, and to which is annexed upon conviction, either of the following punishments:

1. Death:
2. Imprisonment:
3. Fine:
4. Removal from office; or,
5. Disqualification to hold and enjoy any office of honor, trust, or profit under the laws of this territory.

Crimes how divided.

SEC. 2. Crimes or public offences are divided into:

1. Felonies; and,
2. Misdemeanors.

Felony defined.

SEC. 3. A felony is a public offence punishable with death, or which is, or in the discretion of the court may be, punishable by imprisonment in the penitentiary or territorial prison.

Misdemeanor.

SEC. 4. Every other public offence is a misdemeanor.

Party prosecuted designated defendant.

SEC. 5. The party prosecuted in a criminal action is designated as the defendant.

CHAPTER 99.

OF THE RIGHTS OF PERSONS WHO ARE ACCUSED OF CRIMES AND OFFENCES.

SECTION

1. Person not held to answer except on presentment or indictment.
2. Rights of defendant in criminal actions.
3. Person not to be convicted except upon confession or verdict of jury.
4. Person not held to answer on second in-

SECTION

- dictment, &c.
5. Person acquitted on ground of variance may be again indicted.
6. Person not to be punished for crime until after legal conviction.

Person not held to answer except on presentment or indictment.

SEC. 1. No person shall be held to answer for criminal offence, unless on the presentment or indictment of a grand jury, except in cases of impeachment, or in cases cognizable by justices of the peace, or