

THE *J. Rogers*
GENERAL STATUTES

OF THE

STATE OF MINNESOTA:

REVISED BY COMMISSIONERS APPOINTED UNDER AN ACT APPROVED FEBRUARY 17, 1868, AND
ACTS SUBSEQUENT THERETO, AMENDED BY THE LEGISLATURE,
AND PASSED AT THE SESSION OF 1866.

TO WHICH

THE CONSTITUTION OF THE UNITED STATES, THE ORGANIC ACT, THE
ACT AUTHORIZING A STATE GOVERNMENT, AND THE
CONSTITUTION OF THE STATE OF MINNESOTA,

ARE PREFIXED;

AND A LIST OF ACTS PREVIOUSLY REPEALED,

A GLOSSARY, AND INDEX, ARE ADDED.

Edited and Published under the authority of Chapters 15 and 16 of
the Laws of 1866.

ST. PAUL.
PUBLISHED BY DAVIDSON & HALL,
STATE PRINTERS, 170 THIRD STREET.
1872.

sheriffs and constables, and sheriffs in this state, are hereby required to serve and return all process issued by such notaries in taking depositions.

SEC. 11. Any notary public who charges or receives any fee or reward for any act or service done or rendered by him under this chapter, greater than the amount herein limited, or who dishonestly or unfaithfully discharges any of his duties as notary public, shall on complaint filed and substantiated in like manner as other cases in the district court of the county in which he resides, be removed from his said office by such court; and the court shall thereupon certify the fact of such removal to the governor, and the party so removed shall be thereafter ineligible to a reappointment to the office of notary public in this state.

Penalty for taking illegal fees and neglect of duty.

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CHAPTER XXVII.

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SECTION.

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SECTION 1. The reporter of the supreme court shall take the oath required by law, and shall execute a bond to be approved by the governor in the sum of five hundred dollars, conditioned for the faithful performance of the duties of his office.

Reporter to take oath and give bond.

SEC. 2. The reporter shall make careful and accurate reports of all cases argued and decided by the supreme court. He shall be entitled to the possession of the original files in all cases for a reasonable time to prepare copies for publication, and shall report the cases more or less at large, according to their relative importance. The report of each case shall contain concise notes of the points decided, a statement of the facts taken from the record, when the same are not fully given in the opinion of the court, the names of the counsel with the points made and authorities cited, (more or less at length in the discretion of the reporter,) and the opinion of the court. He shall publish a volume of such reports as often as there is sufficient matter to form a volume of not less than six hundred pages. All volumes hereafter published shall bear the uniform title of "Minnesota Reports."

His powers and duties.

Size of reports.

SEC. 3. The reporter of each volume shall print and bind the same at his own expense, he shall have and retain the exclusive copyright thereof as his own property, and the state shall purchase from him two hundred volumes of each edition, bound in the ordinary style of law reports, at the sum of six dollars per volume.

Copyright—state to purchase—number of vols., price.

SEC. 4. Of the two hundred copies deposited with the secretary of state, as above provided, the following state officers shall be entitled to one copy of each volume, to wit: The several judges of the supreme and district courts, the attorney general, the judges of probate of the several

Distribution of reports.

counties. A sufficient number shall be sent as exchanges to the several states of the union by the secretary, and the balance deposited with the state librarian.

CHAPTER XXVIII.

AUCTIONEERS.

SECTION

1. Who may appoint.
2. Party appointed, to give bond.
3. Penalty for receiving goods from minors or servants to sell at auction.
4. Auctioneer to keep account of sales.

SECTION

5. Penalty for selling without license.
6. Penalty for violation of provisions of this chapter.
7. Official sales—exempt.
8. License limited to one year.

Who may appoint auctioneers.

SECTION 1. The board of county commissioners may license for the term of one year, one or more legal voters of their county, to be auctioneers. The county auditor shall record every license granted.

Party appointed, to give bond.

SEC. 2. Each auctioneer, before making any sales as auctioneer, shall give a bond to the treasurer in the county in which he resides, with sufficient sureties, to be approved by the said treasurer, in such penal sum as the said treasurer requires, 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 will 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 indorsement of his approval thereon.

Receiving goods of minors or servants—penalty.

SEC. 3. If any person licensed as aforesaid, receives for sale at auction, any goods, wares, merchandise, or personal property from any minor or servant, knowing him to be such servant or minor, he shall forfeit a sum not exceeding two hundred dollars for each offense.

Shall keep account of sales.

SEC. 4. 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 were sold.

Penalty for selling without license.

SEC. 5. If any person, not licensed and qualified as an auctioneer, as prescribed in the preceding sections, sells or attempts to sell, any real or personal property at public auction, he is guilty of a misdemeanor, and shall be punished by a fine not exceeding one hundred dollars, for each offense.

Violation of provisions of chapter—penalty.

SEC. 6. The tenant or occupant of any house or store, having the actual possession and control of the same, who knowingly permits any person to sell any real or personal property at 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 one hundred dollars.