

# GENERAL STATUTES

OF

# MINNESOTA

1913

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COMPILED AND EDITED BY  
FRANCIS B. TIFFANY

ST. PAUL  
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days after having been carried to the station of such carrier in performance of his contract in relation thereto, and any other property remaining in the possession of any common carrier, at the office or station of such carrier to which consigned, for sixty days after notice given by mail to the consignee thereof, may be delivered by such carrier, upon payment of his reasonable charges for the transportation and storage thereof, to any licensed storage company doing business in this state. (2805)

Cited (115-116, 131+1075).

**6076. Storage liens**—Any storage company receiving such property shall provide suitable storage therefor, and shall have a lien thereon for all charges paid the carrier, and for its reasonable charges for handling, storing, insuring, and safely keeping such property, with interest. (2806)

**6077. Sale—Notice**—If such property is not claimed by the owner or his agent within twelve months after its receipt by such storage company, it may be sold by such company at public auction. Before making sale three weeks' published and posted notice thereof, describing the property and specifying the time and place of sale, shall be given. The publication of such notice shall also be made in a newspaper published at the county seat of the county where the sale is to be made, and a copy thereof shall be mailed to the owner, if his address is known, or, with reasonable diligence, can be ascertained. (2807)

**6078. Sale—Proceeds**—The proceeds of such sale shall be applied to the payment of the charges of such storage company and the expenses of sale, and any surplus shall be at once paid to the county treasurer, with a statement as hereinbefore prescribed, and be disposed of as so provided. (2808)

**6079. Warehouseman's bond**—Before any warehouseman or storage company shall be entitled to the benefit of the provisions of this chapter, such warehouseman or storage company shall give bond to the state, to be approved by the governor, in the sum of ten thousand dollars, conditioned for the faithful performance of all duties enjoined upon the obligor under this chapter, which bond shall be for the use of any party interested, and shall be filed in the office of the clerk of the district court of the county where the business of such warehouseman is conducted. (2809)

## CHAPTER 55

### HOTELS AND PUBLIC RESORTS<sup>1</sup>

**6080. Safes—Liability for loss—Locks**—Whenever the keeper of a hotel shall provide therein an iron safe suitable for the keeping of valuables, and shall keep posted conspicuously in the office and on the inside of the entrance door to every bedroom, and to every parlor and other public room in the building, a notice to the guests that they may leave their money and other valuables with the proprietor for deposit therein, such keeper shall not be liable for the loss, by theft or otherwise, of valuables not so left for deposit, unless the loss occur through the negligence of such keeper, or of some agent or servant employed by him. Every such proprietor or manager shall provide locks and bolts for all room doors. (2810)

31-222, 17+375; 37-54, 33+114; 89-310, 94+874, 99 Am. St. Rep. 571.

**6081. Sale of property for charges**—Property held by the proprietor or manager of a hotel or boarding house for non-payment of charges for food, entertainment, or accommodation may be sold at public auction ninety days after such default occurs. The sale shall be made by a sheriff or constable upon the notice and in the manner provided for in the case of sales under execution from justices' courts. (2811)

**6082. Equal rights in hotels, etc.**—No person shall be excluded, on account of race or color, from full and equal enjoyment of any accommodation, advantage, or privilege furnished by public conveyances, theaters, or other pub-

<sup>1</sup> See also §§ 5105-5124.

lic places of amusement, or by hotels, barber shops, saloons, restaurants, or other places of refreshment, entertainment, or accommodation. Every person who violates any provision of this section, or aids or incites another to do so, shall be guilty of a gross misdemeanor, and, in addition to the penalty therefor, shall be liable in a civil action to the person aggrieved for damages not exceeding five hundred dollars. (2812)

Prior to 1899 c. 41 saloons were not included (74-200, 77+31).

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## CHAPTER 56

### AUCTIONEERS

**6083. Licensed by county board or auditor for state**—The county board or auditor may license any voter in its county as an auctioneer. Such license shall be issued by the auditor and shall authorize the licensee to conduct the business of an auctioneer in the state of Minnesota for the period of one year. It shall be recorded by the auditor in a book kept for that purpose. Before such license is issued the licensee shall pay into the county treasury a fee of ten dollars (\$10.00). (R. L. § 2813, amended '09 c. 249; '13 c. 11 § 1)

**6084. Bond to be given**—Every auctioneer, before making sales, shall give bond to the county in a penal sum of not less than one thousand dollars nor more than three thousand dollars, to be fixed, and with sureties approved, by the treasurer, conditioned that he will pay all auction dues required by law, and in all things conform to the laws relating to auctioneers. The treasurer shall indorse his approval upon such bond, and file it in his office. (2814)

**6085. Account of sales**—Every such auctioneer shall keep an accurate account of all property sold by him, the names of the persons from whom the same was received, and of those to whom it was sold, and the price. (2815)

**6086. Receiving goods from minors or servants**—Any licensed auctioneer who shall receive property for sale from any minor or servant, knowing him to be such, shall forfeit to any person injured a sum not exceeding two hundred dollars. (2816)

**6087. Sales in unauthorized places**—Any person occupying or having control of any building, who knowingly permits the sale of property at public auction in such building, or in any apartment or yard appertaining thereto, contrary to the provisions of this chapter, shall be guilty of a misdemeanor. (2817)

**6088. Unlicensed sales**—If any person shall sell or attempt to sell any property at auction without being licensed as an auctioneer as herein provided, he shall be guilty of a misdemeanor; but the provisions of this chapter shall not extend to sales made by sheriffs, coroners, constables, collectors of taxes, or sales of personal property under chattel mortgage or other lien. (2818)

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## CHAPTER 56A

### HAWKERS, PEDDLERS AND TRANSIENT MERCHANTS

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#### HAWKERS AND PEDDLERS

**6089. Engaging in business without license unlawful**—No person shall engage in, or follow the business or occupation of a hawker or peddler within this state without having first obtained a license for that purpose as by this act provided. ('11 c. 121 § 1)

See note under § 6098.

**6090. License, how applied for and issued**—Every person desiring to engage in, or follow the business or occupation mentioned in the preceding section shall file an application for a license for that purpose with the auditor of the county in which he desires to do business, which application shall be made