

GENERAL LAWS

OF THE

STATE OF MINNESOTA;

PASSED AND APPROVED DURING THE

FIRST SESSION OF THE STATE LEGISLATURE,

**COMMENCING DECEMBER THIRD, ONE THOUSAND EIGHT HUNDRED AND FIFTY-
SEVEN, AND TERMINATING AUGUST TWELVE, ONE THOUSAND
EIGHT HUNDRED AND FIFTY-EIGHT.**

THREE THOUSAND COPIES ORDERED PRINTED.

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1858.

all articles delivered to his charge, and account for the same at any time when called on so to do by the commandant of division, or Quarter master General of the State.

PENALTY OF DETAINING ARMS.

SEC. 48. If any person or persons shall be found guilty of selling or disposing of any arms, accoutrements, or any camp equipage, belonging to the State of Minnesota, every person so offending, or being guilty of such act, shall forfeit ^{Penalty for de-} and pay over for every musket, sword, sabre, pistol, or cannon, double the contract price for such article, as estimated at or by the Ordnance Department at Washington City, with costs of suit, or if any person or persons shall be found guilty of holding or secreting or hiding, detaining or refusing to give up or deliver any of the arms or camp equipage aforesaid, shall pay double the contract price, with costs of suit; and if said sum is not paid by such person or persons, after judgment rendered against him, her or them, within ten days, or bail put in for stay of execution, an execution shall issue, and such person may be confined in the county jail by order of the commandant of brigade, [for any time not exceeding thirty days, at the expense of the proper brigade,] or at the expense of the State, if then paid, to be paid out of the military fund, and any Justice of the Peace of the township where the person or persons reside, shall have jurisdiction to try all cases under one hundred dollars, but all suits brought for one hundred dollars or more, shall be tried in any Court having competent jurisdiction for the collection of such fines; and when such fine is paid over by the defendant or defendants, it shall be paid over into the State Treasury, after paying the costs of confining any one in jail; *Provided*, That any and all persons who have a legal right to hold or keep any of the articles named in this section, shall not be liable by this Act. All suits shall be brought in the name of the State of Minnesota, and may be prosecuted by the commandant of brigade, or any person he may authorize so to do. Persons claiming to have a legal right to hold any of the articles named in this section, on demand of the proper officer, shall show a written authority, signed by the Quarter-master General, or commandants of divisions, brigades, regiments, squadrons or battalions.

ARRESTS.

SEC. 49. On complaint of a commissioned officer, made in writing, to a superior officer, touching the conduct of any officer, such superior shall, if he think the complaint a sufficient one for an arrest, cause the officer against whom such complaint is made to be arrested, and when any officer is arrested as aforesaid, the officer whose duty it is to arrest, shall notify the officer arrested, in writing, that he is suspended,

Arrests, on complaints