

commissioners; and at the next regular meeting succeeding, the collector of such penalty shall pay into the county treasury the part thereof which shall be payable to such county, and the remainder to the person informing or prosecuting.

Sec. 19. Appeals and writs of certiorari may be taken from the proceedings had under the provisions of this act, as in other cases. All acts and parts of acts conflicting with the provisions of this act, are hereby repealed. Conflicting acts repealed.

Sec. 20. This act shall take effect and be in force from and after its passage. When take effect

Approved, January 11th, 1864.

LIENS

CHAPTER XXIV.

AN ACT TO CREATE A LIEN IN FAVOR OF FARMERS, AND OTHERS.

Be it enacted by the Legislative Assembly of the Territory of Dakota:

Section 1. That any farmer, ranchman, or herder of cattle, tavern keeper or livery stable keeper, to whom any horses, mules, cattle or sheep, shall be entrusted for the purpose of feeding, herding, pasturing or ranching, shall have a lien upon said horses, mules, cattle or sheep, for the amount that may be due for such feeding, herding, pasturing or ranching, and shall be authorized to retain possession of such horses, mules, cattle or sheep, until the said amount is paid: *Provided*, That the provisions of this act shall not be construed to apply to stolen stock. Farmers, &c. have a lien in certain cases.

Sec. 2. This act shall not be construed to give any farmer, ranchman or herder of cattle, tavern keeper or livery stable This act—how construed.

keeper, any lien upon horses, mules, cattle or sheep, put into their keeping, when said property was not owned by the person entrusting the same, for the purposes mentioned in the above section, at the time of delivering them into the possession of said farmer, ranchman, herder, tavern keeper or livery stable keeper.

When take effect,

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved, January 9th, 1864.

LIQUORS

CHAPTER XXV.

AN ACT TO PREVENT THE SALE OF SPIRITUOUS AND VINOUS LIQUORS TO MINERS, AND FOR OTHER PURPOSES.

Be it enacted by the Legislative Assembly of the Territory of Dakota :

Shall not sell liquor to minor.

Section 1. That no person or persons shall be permitted to sell, barter, or in any manner give to any minor child, or to any person known to be of unsound mind, any spirituous or vinous liquors.

Not sell on Sunday.

Sec. 2. That no person or persons shall be permitted, either directly or indirectly, to sell, barter or in any way or manner dispose of any intoxicating liquors, on the Sabbath day or Sunday; and any person or persons who shall violate the foregoing provisions of this act, shall, upon conviction thereof before any court having jurisdiction of the same, upon indictment, or upon any complaint before any justice of the peace, in the county where said offence was committed, shall forfeit to said county, for the use of common schools of said county, a sum not to exceed fifty dollars, nor less than ten dollars.