

Acquiring of site.—Sec. 3. The said board of game and fish commissioners are hereby authorized, empowered and directed as soon as practicable after the passage of this act, to acquire by gift, in the name of and on behalf of the State of Minnesota, any real property, lands, premises, right of way or easement, public or private, that may be necessary, convenient or proper for the establishment, equipment and development of said fish hatchery and grounds, and for the purpose of receiving and conducting to and from said hatchery, waters necessary or desirable for the use of said hatchery in such manner as the board of game and fish commissioners may deem fit.

Buildings authorized.—Sec. 4. The said board of game and fish commissioners are hereby authorized, empowered and directed as soon as practicable after the passage of this act, to erect upon the premises so acquired, a pike-perch hatchery, a superintendent's cottage, a barn and an ice house.

\$10,000 appropriated.—Sec. 5. There is hereby appropriated out of the general revenue fund of the state treasury, not otherwise appropriated, the sum of \$10,000.00 for the purposes of this act.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 3, 1911.

CHAPTER 78—H. F. No. 159.

An Act to amend Section 43 of Chapter 344 of the General Laws of Minnesota for the year 1905, relating to fishing in international waters.

Be it enacted by the Legislature of the State of Minnesota:

Fishing with nets near the mouth of Warroad river—Licenses in Lake of the Woods—Fish in possession for one week after close of season—Violation a misdemeanor.—Section 1. That section 43 of chapter 344 of the General Laws of 1905, relating to fishing in international waters, be and the same is hereby amended so as to read as follows:

The game and fish commission is hereby authorized to license the use, in international waters, of pound nets of the character and subject to the regulations hereinafter contained and to issue licenses therefor. The size of the mesh of the pot or pound net shall not be less than one and one-half ($1\frac{1}{2}$) inches, bar measure, or three (3) inches extension measure. Said pound nets may be set in strings, but no string of such nets shall exceed two (2)

in number, and the leads of such shall in no case exceed the following lengths: The shore lead eighty (80) rods and the leads between the pounds or pots fifty (50) rods in length. Said net or string of nets shall not be less than twenty-five hundred (2,500) feet apart, nor within five hundred (500) feet of the mouth of any stream; *Provided* that no net or string of nets shall be less than one (1) mile from the mouth of the Warroad river. Any one desiring to use such nets or string of nets, shall, before so doing, make written application for such privilege to the commission, setting forth therein the names of the applicant, the number of nets desired to be used with an accurate description in detail of each net, the waters in which it is desired to set in, and a statement of the location of all other nets then in use in such waters situated within five thousand (5,000) feet of the place where it is desired to set such nets, which application shall be accompanied by a license fee of twenty-five (\$25.00) dollars for each net. The commission may issue a license to the applicant, who shall be a citizen of the United States. Said license shall not be transferable and shall be good for one (1) fishing season only. Said license shall permit the use of so many of said nets at the place indicated in said application as the commission shall deem for the best interest of the state. Not more than seventy-six (76) licenses shall be granted for such nets in Lake of the Woods. Said commission shall retain twenty-five (\$25.00) dollars for each net so licensed. The commission shall not issue to any one person, for the use or benefit of such applicant a license to use more than twenty-five (25) nets during a single fishing season and whenever more than one (1) person shall apply for a license to fish in the same locality, the right to fish in said locality shall be determined in such manner as the commission may designate. The commission shall act on said applications at its March meeting. No such license shall be issued authorizing the use of any net or nets in international waters between the first day of November and the fourteenth day of May following, and it shall be unlawful for any person to assist in placing or place any such net during such season. All persons fishing with pound nets legally licensed, shall be allowed to have fish in their possession one (1) week after close of season. Each applicant to whom a license is issued shall make a written report at the end of such fishing season to said commission, stating the number of net(s) used and where used by him, and the amount in number, kind, and the pounds of each kind of fish taken by him in each net. Any person, except the owner, or some one authorized by him, taking fish from licensed pound nets, or any person who wilfully or negligently disturbs them, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of twenty-five (\$25.00) dollars, or by imprisonment in the county jail for thirty (30) days.

Any pound net, seine or dip net which is being used without a license, or any pound net, seine or dip net which is being used in violation of a license, issued for its use, is hereby declared to be and is a public nuisance, and it shall be the duty of all the members of the commission, game wardens, sheriffs and their deputies, police officers and constables, without warrant or process, to take, seize, abate and destroy any and all of the same.

The commission, game wardens, sheriffs, and their deputies, police officers and constables, shall seize any and all nets and seines when illegally used, and all fish taken therewith, and at once report the seizure to the commission.

Every person using, aiding or abetting the use of any such net contrary to the provisions of this section, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of one hundred (\$100.00) dollars, or by imprisonment in the county jail for ninety (90) days, for each and every net so illegally used.

Approved April 5, 1911.

CHAPTER 79—H. F. No. 230.

An Act to prevent the falsifying of tuberculin or mallein test records.

Be it enacted by the Legislature of the State of Minnesota:

Injecting tuberculin.—Section 1. Any person using or injecting tuberculin into bovine animals, or mallein into horses, which tuberculin or mallein has been obtained from the live stock sanitary board or city boards of health, for the purpose of determining whether or not such animals are afflicted with the disease known as tuberculosis in cattle or glanders in horses, shall take or supervise the taking of the temperatures of such animals before and after such injections according to the regulations prescribed by the live stock sanitary board.

Temperatures to be written on blanks.—Sec. 2. All temperatures shall be plainly written by the veterinarian or assistant on the blank for reporting tuberculin test, or blank for reporting mallein test, furnished by the live stock sanitary board, or by the board of health of any city, town or village requiring the tuberculin test of dairy cattle or mallein test of horses, and shall show the name of the owner and his address; name, age and full description of the animal and the time each temperature was taken, together with the correct statement of animal's temperature at each reading, which record of tuberculin or mallein test shall be sent to the board furnishing tuberculin or mallein.