

CHAPTER 462.

[H. F. No. 926.]

AN ACT ENTITLED AN ACT FOR THE PRESERVATION AND PROTECTION OF FISH IN CERTAIN LAKES OF DOUGLAS COUNTY.*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. It shall be unlawful for any person to catch, take or kill any fish in any of the waters of lakes Mary, Andrew, Ida, Mettona or Irene in Douglas county, Minnesota, or in any of the waters flowing into or out of any of the said lakes in any manner whatsoever except by angling for them with hook and line.

SEC. 2. Any person violating any of the provisions of this act shall be punished by a fine of not less than two (2) dollars for each fish so caught, killed or taken.

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

Approved March 28, 1889.

CHAPTER 463.

[H. F. No. 859.]

AN ACT REGULATING THE TAKING OF FISH FROM PEARL LAKE, IN STEARNS COUNTY, AND PRESCRIBING PENALTIES THEREFOR.*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That on and after the first (1st) day of May, A. D., one thousand eight hundred and eighty-nine (1889), it shall be unlawful for any person or persons, company or corporation, to take, catch, or kill fish from or in Pearl Lake, in the town of Maine Prairie, in Stearns county, in said state, by means of hook and line, spear, seine, net or by shooting with a gun, or by any other means or device whatever, for commercial purposes or with the intent to ship or transport the same from the township of Maine Prairie in said Stearns county.

Said Pearl Lake is more particularly described as being located in sections two (2), three (3), eleven (11) and twelve (12), in township one hundred and twenty-two (122) north, of range twenty-nine (29) west.

SEC. 2. Any person who takes, catches, kills or removes, or who sells or offers for sale or barter, or who gives away or offers to give away, any fish caught in said lake, with the intent, purpose and design of realizing money for the same, or of having the same transported or shipped from said township of Maine Prairie, in Stearns

county, shall be punished in accordance with the provisions of this act, as hereinafter provided. *Provided:* this act shall not apply to persons catching fish in said lake for their own consumption.

SEC. 3. Any person having knowledge of the violation of any of the provisions of this act may make complaint of such violation before any justice of the peace of said Stearns county, or before any other court having jurisdiction of such offenses, and if the party so complained of, be convicted, the party making complaint shall have a right to demand and receive one-half ($\frac{1}{2}$) of the fine assessed and collected, under the provisions of this act, from the justice before whom the case is tried.

SEC. 4. It shall be unlawful for any person or persons at any time to dredge or ditch the outlet of said lake, or by any other means or devices to lower the water thereof.

SEC. 5. It shall be lawful for any citizen or citizens owning lands bordering upon or adjacent to said lake, at any time to dam up the outlet thereof, so as to raise the water of said lake, but not, however, to the extent of overflowing any land adjacent thereunto, or to the damage of any private property adjacent to said lake.

SEC. 6. Any person convicted of violating any of the provisions of this act, shall for the first offense be fined not less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100), and be imprisoned in the county jail for a period of not less than ten (10) days nor more than sixty (60) days, and for each subsequent offense shall be fined not less than fifty dollars (\$50) and not more than one hundred dollars (\$100), and be imprisoned in the county jail for a period of not less than fifteen (15) days nor more than sixty (60) days, and in all cases, in addition to the fine and imprisonment, shall pay the costs and expenses of prosecution.

SEC. 7. For the purpose of carrying out the provisions of this act, any justice of the peace in said county shall have original jurisdiction of any case brought hereunder.

Any person convicted under the provisions of this act shall have a right to appeal to the district court, upon the same terms and conditions as is provided by section one hundred and fifty-eight (158), chapter sixty-five (65) of the general statutes of eighteen hundred and seventy-eight (1878).

SEC. 8. All acts and parts of acts conflicting with the provisions of this act, are hereby repealed.

SEC. 9. This act shall take effect and be in force from and after its passage.

Approved March 29, 1889.