

eighteen hundred and eighty-seven (1887), being section four hundred and fourteen (414) of the General Statutes of eighteen hundred and ninety-four (1894), be transferred by the public examiner to the custody of the state treasurer and placed to the credit of the general revenue fund.

SEC. 2(a). Whereas, the fund referred to in section one (1) of this act was held by the public examiner for the redemption of circulating bank notes of the following banks, in amounts as follows:

Fillmore County Bank two hundred and thirty dollars (\$230) 20 per cent \$46.

Exchange Bank, Glencoe, thirty-one hundred and sixty-eight dollars (\$3,168), .21286 per cent, \$673.36.

Bank of St. Paul, four hundred and fifty dollars (\$450), 98 per cent, \$441.06.

Bank of Rochester, eighteen hundred and sixty-three dollars (\$1,863), .16792 per cent, \$312.83—\$1,473.25.

(a) Therefore, be it enacted, that if at any future period any valid claims shall be made by the holder of any of the aforementioned bank notes, subject to the approval of the attorney general and public examiner, the state auditor shall draw an order therefor on the state treasurer, and the amount of such order when paid shall be charged to the general revenue fund.

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

Approved March 11, 1901.

CHAPTER 35.

S. F. No. 161.

Amendment.
Game and
fish.

An act to amend section ten (10) of chapter 242 of the General Laws of 1899, entitled "An act for the preservation, propagation, protection, taking, use and transportation of game and fish."

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

SECTION 1. That section ten (10) of chapter 242 of the General Laws of 1899 be amended so as to read as follows:

Birds, pro-
hibited.

Sec. 10. No person shall catch, take, kill or have in possession or under control for any purpose whatever at any time any whippoorwill, night hawk, blue-bird, finch, thrush, linnet, lark, wren, martin, swallow, bobolink, robin, catbird, or any other harmless bird, excepting blackbirds, crows, hawks and English sparrows, except as hereinafter allowed (but nothing herein con-

tained shall be construed to prevent the keeping of song birds as domestic pets). It shall be unlawful and is prohibited to catch, take, kill, or have in possession or ship any turtle dove, snipe, prairie chicken or pinnated grouse, white-breasted or sharp-tailed grouse, between the first day of November and the first day of September following; or any quail, partridge, ruffled grouse or pheasant between the first day of December and the first day of October following; or woodcock, upland plover, between the thirty-first (31st) day of October and the fourth day of July following; or any Mongolian, English or Chinese pheasant any time prior to the first day of September, A. D. one thousand nine hundred and four (1904); or any wild duck of any variety or any variety of wild goose, brant or any variety of aquatic fowl whatever, between the first day of January and the first day of September following.

Close season.

The sale, exposing for sale, having in possession with intent to sell, or the shipment to any person, either within or without the state, by common or private carrier, of any quail, ruffled or sharp-tailed grouse, prairie chicken or ruffled grouse, sometimes known as partridge or pheasant, wild duck of any variety, or any variety of wild goose, brant, or any variety of aquatic fowl whatever, is hereby prohibited and made unlawful. Except that when the birds mentioned in this section have been lawfully caught, taken and killed within the time herein allowed, they may be had in possession for ten (10) days after the time hereinbefore limited for use as herein specified, and not otherwise. Whoever shall offend against any of the provisions of this section shall be guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine of not less than ten (\$10) dollars, nor more than twenty-five (\$25) dollars, and costs of prosecution, or by imprisonment in the county jail for not less than ten (10) days, nor more than thirty (30) days for each and every bird so caught, taken or killed, shipped or had in possession or under control.

Sale and shipment prohibited.

Penalties.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 11, 1901.