

2nd. That any quail, partridge, ruffed grouse or pheasant, other than Mongolian, Chinese, ring-neck or English pheasant, may be killed or had in possession between the first day of October and the first day of December following.

3rd. That wild duck of any variety, wild goose of any variety, brant, or any variety of aquatic fowl whatever, may be killed and had in possession between the seventh day of September and the first day of December following.

And when any of the birds mentioned in this section have been lawfully caught, taken, killed or had in possession within the time herein allowed, they may be had in possession for five (5) days thereafter.

But no person shall in any one day take or kill more than fifteen (15) birds, or have in his possession at any time more than forty-five (45) turtle dove, prairie chicken, white-breasted or sharp-tailed grouse, quail, partridge, ruffed grouse or pheasant, woodcock, upland plover, golden plover or any or all of the same combined, or fifty (50) snipe, wild duck, goose, brant, or any variety of aquatic fowl whatever, or any or all of the same combined.

Provided, that whenever any of the game mentioned in this section shall have been lawfully shot or taken by any resident of this state in any state wherein the season for so lawfully taking the same shall be earlier or later than herein stated, such resident may ship, to himself only, in this state, and have in possession therein during the season allowed by the law of such state for the taking thereof any such game so lawfully taken in such state, and for five days thereafter.

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

Approved April 20, 1909.

CHAPTER 283—H. F. No. 459.

An Act to amend section 1523 of Revised Laws of Minnesota, 1905, as amended by Chapter 380, Laws of Minnesota for the year 1907, and sections 1529 and 1535 of Revised Laws of Minnesota, 1905, regulating the sale of intoxicating liquors and licensing thereof.

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

Form of application.—Section 1. That section 1523 of the Revised Laws of Minnesota, 1905, as amended by chapter 380 of the Laws of Minnesota for the year 1907, be and the same is hereby amended so as to read as follows:

Section 1523. Any person desiring a license to sell intoxicating liquors shall file with the clerk of the municipality, or, if such license is desired outside of a municipality, with the county auditor, a written application, stating the place for which it is desired and the date from which it is to run, and whether such applicant has ever prior thereto been licensed to sell intoxicating liquors in this or any other state, and if so, shall state when and where licensed and shall deposit therewith ten dollars.

Such officer shall give two weeks' published notice of the application, specifying the applicant, the description of the room for which license is sought, and the time and place of hearing.

The expense of such publication shall be paid out of the deposit.

Provided, that when such license is desired for a place of business in an unorganized town, such notice shall be published in a newspaper published in said county nearest to the proposed location of said place of business.

To whom licenses shall be issued.—Sec. 2. That section 1529 of the Revised Laws of Minnesota, 1905, be and the same is hereby amended so as to read as follows:

Section 1529. No license shall be granted to any person of known bad character; nor to the keeper of any house of prostitution or place frequented by prostitutes or other disorderly persons; nor to the keeper of any gambling house or place where gambling in any form is allowed; nor to any person who has within one year next preceding the filing of his application for such license, knowingly violated any law or ordinance relating to the sale of liquor or to the conduct of drinking places, or any of the conditions of his bond; nor to any person not a bona fide resident of this state; nor to any person not of good moral character; nor to any person until the licensing body shall have investigated the applicant for such license, his character, and his record as licensee in the event such applicant has prior thereto been licensed to sell intoxicating liquors in this or any other state, and for that purpose may continue the hearing upon such application from time to time; and no such license shall be granted unless, after such investigation, such applicant shall be ascertained to be of good moral character and otherwise qualified to hold license under this act.

It is hereby made the especial and positive duty of every such licensing body to fully investigate, or cause to be fully investigated, the character and record of every such applicant for license, in accordance with the provisions of this act, and any officer in this state who shall wilfully violate any of the provisions of this act, or who shall wilfully refuse or neglect to perform any duty imposed upon him thereby, shall be guilty of a misdemeanor, and upon conviction thereof, in addition to other

penalty imposed by law, he shall forfeit his office and the same shall thereupon be deemed vacant; and any applicant for such license who shall wilfully make any false statement or representation to the licensing body, in his application for license, or otherwise, concerning his application or his qualifications for holding license, shall be guilty of a misdemeanor and, upon conviction thereof, in addition to other penalties imposed by law, all the rights and privileges granted by such license shall thereupon cease.

Investigation to be made.—Sec. 3. That section 1536 of the Revised Laws of Minnesota, 1905, be and the same is hereby amended so as to read as follows:

Section 1535. Any liquor license may be transferred to another person or place in the same town or municipality, any provisions of any city charter, or city or village ordinance to the contrary notwithstanding, in the following cases only:

- (1) When the licensee desires to change his place of business.
- (2) When the licensee has sold and disposed of his business.

But no license shall be transferred to any person or place to whom or for which license might not at the time of transfer be legally issued; nor unless notice of application for transfer be given at the expense of applicant, and only upon investigation as in the case of an original license.

Sec. 4. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after the first day of July, 1909.

Approved April 20, 1909.

CHAPTER 284—H. F. No. 850.

An Act to authorize any city in this state, now or hereafter having a population of over fifty thousand inhabitants, to issue and sell its bonds for the purpose of making refundments on over-assessments heretofore made for local improvements, all in accordance with section 772, chapter 9, of the Revised Laws of Minnesota for 1905.

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

\$100,000 bond issue authorized.—Section 1. Any city in this state now or hereafter having a population of over fifty thousand inhabitants is hereby authorized and empowered, acting by and through the city council or common council of such city, by