

board of any county, such petition and order shall be served on the county auditor and clerk of the district court of such county.

**Judge to hear testimony—Modifications.**—Sec. 2. Upon such hearing the judge shall proceed to hear all testimony offered in relation to said matter, and if it be made to appear that the allegations of such petition are true, and that the same should be granted, he shall make an order granting said petition and merging and consolidating all of said ditch proceedings, and giving to said ditch proceeding, as consolidated, a title and number by which it shall in all subsequent proceedings be designated, and appointing a competent engineer to make such additional surveys, and such changes and modifications of the surveys, reports, plans and estimates theretofore made, as may be necessary, and fixing the time within which such modified and amended report of the engineer shall be filed in the office of the clerk of the district court of said county.

**Judge to appoint viewers.**—Sec. 3. Upon the filing of such modified and amended report of the engineer, the judge shall appoint three viewers to assess the benefits and damages in said proceeding in accordance with the provisions of the drainage laws of this state, and thereafter said proceeding shall be continued and carried to final determination under the general drainage laws of this state as though originally commenced as one proceeding before said judge.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved March 24, 1911.

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## CHAPTER 55—H. F. No. 359.

*An Act to amend Chapter three hundred and forty-six (346), General Laws of 1909, being an act to designate certain trout streams in this state, and to prohibit any fishing therein except during such times as is allowed by law for the fishing of trout.*

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

**Catching of brook trout prohibited between the hours of 9 p. m. and 4 a. m.**—Section 1. That section three (3) of chapter three hundred forty-six (346) of the General Laws of 1909 be and the same is hereby amended so as to read as follows:

“Section 3. From and after ten (10) days from the filing of such affidavit or affidavits and the depositing of such trout fry as aforesaid, of which facts a duly certified copy of such affidavit, with copy of certificate of filing thereon duly certified by the officer in whose office such affidavit is filed, shall be prima

facie evidence, and for two years thereafter, it shall be unlawful for any person at any season or time of the year except such time or season as shall be allowed by law for the catching of brook trout in such streams in this state, to fish or to attempt in any manner to fish or to have hook and line or any other device for catching fish, in, or extending into or over such stream or to fish or attempt to fish in any manner as aforesaid at any time during the year in any such stream between the hours of nine o'clock in the evening and four o'clock in the morning.

Approved March 25, 1911.

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#### CHAPTER 56—S. F. No. 224.

*An Act amending Sections 2, 6 and 9 of Chapter 227, Laws 1905; relating to the duties and powers of the Attorney General and his assistants.*

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

**Five assistants and two stenographers for attorney general.—**

Section 1. That section 2 of chapter 227, Laws 1905 be and the same is hereby amended so as to read as follows:

“Section 2. The attorney general may appoint, and at his pleasure remove, five assistants and two stenographers, who shall render such aid as he may require of them in the discharge of his official duty. He shall keep a record of his official correspondence and of all matters placed in his hands by the governor, auditor, secretary of state or treasurer, or any officer or board in charge of any of the business of the state upon which any official action is necessary; he shall also keep a record, of all legal proceedings instituted by him or in which he appears, and of the several steps taken therein, and he shall keep copies of all official opinions rendered by his office. Each of said assistants shall, when thereunto authorized in writing by the attorney general, have the same authority as the attorney general, to appear before grand juries or otherwise, in any court of this state.”

**Attorney general authorized to employ additional counsel— Compensation; how fixed.—**Section 2. That section 6 of said chapter 227, Laws of 1905 be, and the same is hereby amended so as to read as follows:

“Section 6. The attorney general shall act as the attorney for all state officers and all boards or commissions created by law, in all matters pertaining to their official duties, and when requested by the attorney general, it shall be the duty of any county attorney of the state, to appear within his county and act as attorney for any such board, commission or officer, in any court of such county; and, when in his judgment, the public welfare