

Sec. 3. **Court may revoke order at any time.**—The court may at any time revoke or modify any order previously made; a certified copy of any such subsequent order shall forthwith be filed with the county auditor and thereafter warrants shall be drawn and payments made only in accordance with such subsequently executed order.

Approved March 27, 1913.

CHAPTER 131—H. F. No. 205.

An Act to amend Sections 22, 36 and 50, Chapter 344 of the General Laws of 1905, relating to the domestication, propagation, preservation and shipment of game and fish.

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

Section 1. Permits for domesticating game birds or propagating fish—Application to commission.—That Section 22, Chapter 344, General Laws of the State of Minnesota for 1905 be amended so as to read as follows:

“Section 22. The commission may issue permits to breed or domesticate *game birds*, deer, moose, elk and caribou, and to propagate fish upon application to it, which shall contain:

1. The name and address of the applicant.
2. A description of the premises on which applicant will keep such domesticated animals or where he will breed or propagate *game birds or fish*.
3. The number and kind of *birds, animals or fish* in possession at the time of making the application and whether they are wild or domesticated.

In case of deer, moose, elk or caribou the application shall be accompanied by a fee of fifty (50) cents for each animal in possession. The commission may thereupon issue a permit to the applicant to keep such animals. Any person holding such a permit shall annually, on the first day of January report to the commission any increase or decrease had upon the original number applied for together with a fee of fifty (50) cents for each additional animal. The commission shall keep a record of all persons holding such permits and shall send to them numbered tags to be attached to each of the animals.

Any such animals may be sold or shipped within or without the state upon receipt of written permission to do so from the commission. Trout grown in *private hatcheries* may be sold and shipped within or without the state, and other fish within the state, in boxes upon which is placed an identification device and number to be furnished by the commission.

Game birds reared on private preserves may be sold and shipped within the state, provided that each bird so shipped or sold must have attached thereto for identification a tag or other device to be furnished by the commission.

Provided, however, that in any prosecution for any violation of any of the provisions of this chapter, it shall not be necessary for the prosecution to allege or prove that the birds or animals were not domesticated or reared in a preserve, or that the fish were not grown in a private hatchery, or that the birds, animals or fish were not taken for scientific purposes, but the person claiming that such birds or animals were domesticated, or reared in a private preserve, or the fish grown in a private hatchery, or that the said birds or animals were taken for scientific purposes, as herein provided, shall prove on the hearing or trial that such birds or animals were domesticated, or that such fish were grown in a private hatchery, or that such birds were reared in a private preserve, or that such birds or fish were taken for scientific purposes as by law provided, or were not caught, taken or killed outside of this state, or had in possession without license or permit therefor."

Sec. 2. Penalty for false statement by non-resident.—That Section 36 of Chapter 344 of the General Laws of 1905 be amended so as to read as follows:

"Section 36. *Fraud in obtaining license.*—Any person who has not resided in this state for one year just previous to the time of applying for a hunting license shall be considered under the provisions of this chapter a non-resident. Any non-resident who shall make to any county auditor authorized to issue licenses for the hunting or killing of game birds or game animals a false statement concerning his residence, and thereby obtain such a license therefor, as only residents of this state are entitled to, shall be guilty of a misdemeanor. Any person who shall violate any of the provisions of this chapter and who at the time of such violation is in possession of a license duly issued to him, shall upon conviction thereof, forfeit such license."

Sec. 3. Common carrier to permit officer to inspect shipments, and officer may also inspect camps, etc.—That Section 50 of Chapter 344 of the General Laws of 1905 be amended so as to read as follows:

"Section 50. *Shipping fish and game—Inspection of shipments.*—No person shall ship, have in possession with intent to ship or cause to be shipped beyond the borders of this state any fish of the kinds mentioned in this chapter except bullheads, buffalo fish, carp, red-horse, suckers, sheephead, eel-pout, garfish, dogfish and sturgeon. Provided, further, that any nonresident of this state who is desirous of taking any fish beyond its boundaries for his personal use may carry with him on the same train

or conveyance, not to exceed fifty pounds of fish caught by him. Provided, further, that all packages of any description used in shipping fish either within or without the state shall be plainly marked with the name and address of the consignor and consignee, and with the number of pounds of each kind of fish contained therein and it shall be within the power of every officer charged with the enforcement of laws protecting fish and game to inspect any package in the possession of a transportation company which he shall have reason to believe contains contraband fish or game, and it is hereby made the duty of every common carrier, agent, or employe thereof to permit any such officer to inspect and open any package in the possession of said common carrier, agent or employe thereof, which said officer shall have reason to believe contains fish or game, protected by the laws of the state, and not entitled under such law to be transported. All packages used for shipping fish shall be so constructed that the same may be easily opened for inspection.

Any officer charged with the enforcement of laws protecting fish and game, may, without a warrant enter and inspect all camps, boats, wagons, cars, tents, and other receptacles, where he has reason to believe that fish or game taken or held in violation of the laws of this state are to be found."

Approved March 27, 1913.

CHAPTER 132—H. F. No. 341.

An Act to legalize the foreclosure of mortgages where the power of attorney to foreclose the same, provided for by Section 4461, Revised Laws of 1905, has been properly executed but not filed for record until after the foreclosure of the mortgage and prior to January 1, 1911.

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

Section 1. **Certain mortgage foreclosure legalized.**—In foreclosure of mortgages heretofore made by advertisement, where the power of attorney to foreclose the same, provided for by Section 4461 of the Revised Laws of Minnesota for 1905, has been executed but has not been recorded prior to such foreclosure sale, such foreclosure sale, if otherwise regular, shall be, and hereby is declared to be valid and sufficient for all purposes and shall not be affected in any manner by reason of the failure to have such power of attorney recorded, provided, such power of attorney has, in fact, been recorded in the proper office between the 15th day of December, 1910 and the 15th day of January, 1911.

Sec. 2. This act shall not affect an action at law or in equity now pending.

Approved March 27, 1913.