

## CHAPTER 286—H. F. No. 702.

*An Act authorizing and allowing clerks of the probate court to issue certain notices and citations over their signatures.*

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

Section 1. **Clerks of probate authorized to issue certain citations.**—The judge of the probate court of any county in this state in which county there is a clerk of the probate court may by written authorization duly recorded in the office of the clerk of said probate court authorize said clerk to issue the following orders and sign the same in the name of the clerk instead of having the same signed in the name of the judge, to-wit:

1st. Order for hearing of petition for letters of administration.

2nd. Orders for hearing petition for the admission of a will to probate and the issuance of letters testamentary or of administration with will annexed.

3rd. Order for hearing petition for decree of descent.

4th. Orders limiting the time to file claims and fixing the date of hearing of said claims.

5th. Orders for hearing petition to sell, lease or mortgage land.

6th. Orders for hearing petition for settlement and distribution in estates of deceased persons.

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

Approved April 23, 1915.

## CHAPTER 287—H. F. No. 770.

*An Act to amend Sections 4791 and 4792 of the General Statutes of Minnesota for 1913, relating to the issuing of hunters licenses.*

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

Section 1. **Owners of land may hunt on his own premises without license and number of birds permitted to be shipped or in possession.**—That Section 4791 of the General Statutes of Minnesota for 1913 be amended so as to read as follows:

Sec. 4791. Resident license for hunting game birds—Shipment of game—Every resident of this state *over twenty-one years of age*, is prohibited from hunting, taking or killing any game bird unless he shall have first procured a license therefor from the county auditor of the county in which he resides, provided, however, that this shall not apply to any resident of the state *hunting on lands owned or leased and occupied as a permanent residence by said resident, or to any member of his immediate*

*famliy.* Said auditor shall upon application issue to such person a license under his seal, upon blanks to be furnished by the game and fish commission, and upon payment of the license fee of \$1.00 for each such license issued, which license shall be *valid only for the open season for game birds during the year for which such license is issued.* Ten cents of the amount received for the issuance of said license shall be retained by the county auditor as his fee and the balance remitted to the state treasurer who shall credit same to the game and fish commission fund to be used for the purpose of enforcing the provisions of this chapter. Every such applicant shall prove to the satisfaction of the county auditor that he is a bona fide resident of this state, and shall state under oath his name, residence and post office address. Only one of such licenses shall be issued to any person and it shall not be transferable, and it is hereby made the duty of such licensee to exhibit the same to any person upon request.

Such license shall describe the licensee, designate his place of residence and shall have attached thereto three (3) coupons upon which shall be printed the words "game birds." Each coupon shall be divided into two sections lettered respectively "A" and "B." Any resident who has paid said fee and procured such license to hunt game birds, may, during the open season hunt, take and kill game birds in the manner and subject to the limitations and conditions prescribed by this chapter and amendments thereto, and may ship by common carrier in the manner herein provided and not otherwise to any point in the county in which he resides *forty-five (45)* game birds in three shipments of not to exceed *fifteen (15)* birds each, so lawfully shot or had in possession. *Said game birds may be shipped by said licensee to himself to his place of residence by common carrier by attaching to such game birds section "B" of said coupon. Upon receiving such game it is made the duty of said common carrier to detach from the license section "A" of said coupon and at once forward same by mail to the Game and Fish Commission.*

Provided, however, that nothing in this chapter contained shall be deemed or construed to prevent any resident of this state from personally carrying with him, as baggage, on any train or conveyance, any game birds or fish which may be legally in his possession, and any common carrier is hereby permitted to carry such game birds or fish as baggage when the same is so accompanied and carried on the same train or conveyance by the person who is legally in possession of same.

Provided, further, that nothing herein contained shall be construed to permit employees of a common carrier to carry any such game birds or fish with them whether as baggage or otherwise, while engaged in the performance of the duties of their said

employment and they are specifically prohibited from so doing.

Provided, further, that Sections "A" and "B" of each said coupons shall have printed thereon the words "Signature of consignor" and so arranged as to provide a blank space for such signature.

At any time of shipping by common carrier of any game birds the consignor named in such license shall personally sign his name to said sections "A" and "B" in the presence of two witnesses, one of whom shall be the agent of said common carrier.

Provided, further, that in case any of the game birds when shipped and carried as herein permitted are covered, wrapped or contained in any package, sack, box, trunk or receptacle whatsoever, each such shipment, package, sack, box, trunk or receptacle whatsoever shall have upon the outside thereof in plain view while in transit the coupon tag herein provided for, also a clearly and legibly written or printed statement setting forth the full and correct name and address and license number of the licensee shipping or carrying same, and a full, true, and correct list or statement giving the name, number and kinds of game birds or game animals or parts thereof contained in said shipment, package, sack, box, trunk or other receptacle, which list or statement shall be personally signed by the licensee shipping or carrying same, and the person so shipping or carrying same shall promptly open, unwrap, or unlock every such package or receptacle whatsoever upon demand of any game warden and in the absence of licensee any game warden shall have the right to open any package, sack, box, trunk or receptacle whatsoever to inspect and count the contents of same. The shipment of any game bird by any common carrier or agent thereof or by any person except after full compliance with the provisions of this section, is hereby made unlawful.

Whoever shall offend against any of the provisions of this section shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than ten (\$10) nor more than twenty-five (\$25) dollars and the costs of prosecution or by imprisonment in the county jail for not less than thirty nor more than ninety days for each and every offense.

Be it further enacted that section 4792 of the General Statutes of Minnesota for 1913, be amended so as to read as follows:

Sec. 4792. Resident license for hunting game animals—**Shipment**—Every resident of this state is prohibited from hunting, taking, killing any game animal unless he shall have first procured a license therefor from the county auditor of the county in which he resides. Said auditor shall not issue to any person a license prior to three days before the opening of the season, such license to be issued under his seal upon blanks to be furnished him by the Game and Fish Commission and upon payment

of the license fee of one (\$1.00) dollar which license shall be *valid only for the open season for game animals during the year for which such license is issued.* Ten cents of the amount received for the issuance of said license shall be retained by the county auditor as his fee, and the balance remitted to the state treasurer, who shall credit same to the Game and Fish Commission fund to be used for the purpose of enforcing the provisions of this chapter. Every such applicant shall prove to the satisfaction of the county auditor that he is a *bona fide* resident of this state, and shall state under oath his name, residence and post office address. Only one of such license shall be issued to any person, and it shall not be transferable, and it is hereby made the duty of such licensee, to exhibit the same to any person upon request. Such license shall describe the licensee, designate his place of residence and shall have attached thereto two coupons upon which shall be printed respectively the words "moose" and "deer." The coupon marked "deer" shall be divided into two sections, one of which shall be lettered "A" and one "B." The coupon marked "moose" shall be divided into two sections lettered respectively "A" and "B."

Any resident who has paid said fee and procured such license to hunt game animals, may, during the open season hunt, take and kill one (1) *male, antlered* moose or one (1) deer. He shall immediately upon the killing of a deer or moose detach one coupon marked "section B" and attach same to the animal killed, and the coupon shall remain upon said deer or moose as provided in this section. The said deer or moose must be taken in the manner and subject to the limitations and conditions prescribed by this chapter and amendments thereto, and may ship by common carrier in the manner herein provided and not otherwise to any point in the county in which he resides one (1) moose or one (1) deer or any part thereof so lawfully shot or had in possession. Said game animals may be shipped by said licensee to himself to his place of residence by common carrier, upon attaching to such game animals or any part thereof section "B" of said coupon. Upon receiving such game it is made the duty of said common carrier to detach from the license section "A" of said coupon and at once forward the same by mail to the Game and Fish Commission.

Provided, however, that *nothing* herein contained shall be construed to permit employes of a common carrier to carry any such animals or parts thereof with them, whether as baggage or otherwise while engaged in the performance of the duties of their said employment and they are specifically prohibited from so doing.

Provided, further, that sections "A" and "B" of each said coupons shall have printed thereon the words "signature of con-

signor" and so arranged as to provide a blank space for such signature.

At any time of shipping by any common carrier of any animals or parts thereof the consignor named in such license shall personally sign his name to said sections "A" and "B" in the presence of two witnesses, one of whom shall be the agent of the common carrier.

The shipment of any game animal by any common carrier or agent thereof, or by any person except after full compliance with the provisions of this section, is hereby made unlawful.

Whoever shall offend against any of the provisions of this section shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than fifty (\$50.00) nor more than one hundred (\$100.00) dollars and the costs of prosecution, or by imprisonment in the county jail for not less than thirty nor more than ninety days for each and every offense.

Approved April 23, 1915.

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#### CHAPTER 288—H. F. No. 771.

*An Act for the preservation of game and fish and the prevention of unlawful hunting on rural property and the establishment of game refuges and closed seasons for killing game in certain localities and other purposes.*

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

**Section 1. Establishment of game refuge by request of owners of land.**—Any owner or owners, lessee or lessees in possession of real property located outside the corporate limits of any city or village in the state may request of the state Game and Fish Commission that his or their lands be constituted a game refuge and thereupon the said Game and Fish Commission may declare the said lands a game refuge. Said petitioner or petitioners shall thereupon post signs upon said property reciting said order, stating that the same is a state game refuge and that trespassing by a person carrying arms is prohibited thereon under penalty of the law. Said signs shall be furnished said petitioner or petitioners by the said Game and Fish Commission without cost provided it has funds sufficient available for that purpose. Said order may be vacated in whole or part by the said Game and Fish Commission at any time upon petition or upon their own motion.

**Sec. 2. Game and fish commission to order a hearing.**—Twenty-five or more residents of any county or counties of Minnesota and property owners therein may at any time petition to the state Game and Fish Commission requesting that a closed season for the killing of frogs, game birds and animals protected by