

lands of the county *including any portion of lands of the county used as a poor farm*, to be used by such society for fair purposes. Said society may construct on such leased land, suitable buildings, race tracks and other improvements, *provided that in case of the leasing by said county board of any county of lands, previously set aside as a poor farm such improvements shall be constructed according to a plan previously submitted to said county board and approved by them, and provided further that during all times when such leased land is not used for fair purposes, said lands shall be and remain under the supervision and control of said county board or such overseer as may be appointed by such board.*"

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

Approved April 24, 1915.

CHAPTER 347—H. F. No. 436.

An Act to amend Section 43 of Chapter 344 of the General Laws of the State of Minnesota for the year 1905, and as amended by Chapter 78 of the General Laws of 1911, and as further amended by Chapter 566 of the General Laws of 1913 relating to fishing in international waters.

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

Section 1. **Game and Fish Commission may license fishing in international waters.**—That section 43 of chapter 344 of the General Laws of the State of Minnesota for the year 1905, and as amended by chapter 78 of the General Laws of 1911, and as further amended by chapter 566 of the General Laws of 1913 relating to fishing in international waters be, and the same is hereby amended so as to read as follows:

The game and fish commission is hereby authorized to license the use, in international waters, of pound nets of the character and subject to the regulations hereinafter contained and to issue licenses therefor. The size of the mesh of the pot or pound net shall not be less than one and one-half ($1\frac{1}{2}$) inches bar measure, or three (3) inches extension measure. Said pound nets may be set in strings, but no string of such nets shall exceed two (2) in number, and the leads of such shall in no case exceed the following lengths: The shore lead eighty (80) rods, and the leads between the pounds or pots fifty (50) rods in length. Said net or string of nets shall not be less than twenty-five hundred (2,500) feet apart, nor within five hundred (500) feet of the mouth of any stream; provided that no pound net or string of pound nets shall be less than one (1) mile from the mouth of the Warroad river. Any one desiring to use such nets or string of nets, shall,

before so doing, make written application for such privilege to the commission, setting forth therein the names of the applicant, the number of nets desired to be used with an accurate description in detail of each net the waters in which it is desired to set in, and a statement of the location of all other nets then in use in such waters situated within five thousand (5,000) feet of the place where it is desired to set such nets, which application shall be accompanied by a license fee of twenty-five dollars (\$25.00) for each net. The commission may issue a license to the applicant who shall be a citizen of the United States and a resident of this state. Said license shall not be transferable and shall be good for one (1) fishing season only. *The fishing season shall be construed to be from May fifteenth (15th) to the last day of February following, both days inclusive, except as hereinafter provided.* Said license shall permit the use of so many of said nets as the place indicated in said application as the commission shall deem for the best interests of the state. The number of nets so licensed shall not exceed one hundred (100) in the Lake of the Woods. Said commission shall retain twenty-five dollars (\$25.00) for each net so licensed. The commission shall not issue to any one person, co-partnership or corporation, for the use or benefits of such applicant a license to use more than ten (10) nets during a single fishing season and whenever more than one (1) person shall apply for a license to fish in the same locality, the right to fish in said locality shall be determined in such manner as the commission may designate. The commission shall act on said applications at any regular or adjourned meeting held between the first day of January and the first day of June of any year. No such license shall be issued authorizing the use of any net or nets in international waters between the first day of November, *and the thirtieth (30th) day of November, following, both inclusive, and the first day of March and the fourteenth day of May following, both inclusive,* and it shall be unlawful for any person to assist in placing or place any such net during such season. All persons fishing with pound nets legally licensed, shall be allowed to have fish in their possession one (1) week after the close of season. Each applicant to whom a license is issued shall make a written report at the end of such fishing season to said commission, stating the number of nets used, and where used by him, and the amount in number, kind and the pounds of each kind of fish taken by him in each net. Any person, except the owner, or some one authorized by him, taking fish from licensed pound nets, or any person who willfully or negligently disturbs them, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of twenty-five dollars (\$25.00) or by imprisonment in the county jail for thirty (30) days.

Any pound net, seine, dip net, gill net, or fish house which is being used without a license, or any pound net, seine, dip net, gill net or fish house which is being used in violation of a license issued for its use, is hereby declared to be and is a public nuisance, and it shall be the duty of all the members of the commission, game wardens, sheriffs, and their deputies, police officers and constables, without warrant or process, to take, seize, abate and destroy any and all of the same.

The commission, game wardens, sheriffs, and their deputies, police officers and constables, shall seize any and all nets and seines when illegally used, and all fish taken therewith, and at once report the seizure to the commission.

Every person using, aiding or abetting the use of any such net, contrary to the provisions of this section shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of one hundred dollars (\$100), or by imprisonment in the county jail for ninety (90) days, for each and every net so illegally used.

Sec. 2. Size of nets to be used.—The Game and Fish Commission is hereby authorized to license the use, in international waters of gill nets, and to issue licenses, therefor. The size of the mesh of gill nets shall not be less than five (5) inches extension measure, and each such net shall not be longer than seven hundred and fifty (750) feet and shall not be set nearer than one-half ($\frac{1}{2}$) miles from any pound net regularly licensed, and no person, firm or corporation shall receive license for more than six nets, provided however, that not more than one license may be issued to any one person, firm or corporation for use in any lake whose area is greater than thirteen hundred (1,300) square miles, and such nets shall be personally fished by licensee, and anyone holding license shall not change the location thereof, when once fixed, without written consent of the game and fish commission. Anyone desiring to use such nets shall, before so doing, make written application for such privilege to the game and fish commission, stating the body of water wherein said nets are to be fished, which application shall be accompanied by a license fee of ten dollars (\$10.00) for each net; such gill nets may be fished with from the first day of December to the last day of February following, both days inclusive, and from the fifteenth day of May to the thirty-first day of October following, both days inclusive. Each net shall display a tag giving the number of the license held by the licensee.

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

Approved April 24, 1915.