

have authority, for the purpose of procuring eggs of fish for supplying fish hatcheries, to authorize the use of nets in the waters of Lake Superior at any time of the year under such regulations and restrictions as may be prescribed by him but no such nets shall be used for such purpose except under direct charge of the game and fish commissioner or his agent.

Sec. 14. **Penalty for violation.**—Any person violating any of the provisions of this act, shall upon conviction thereof, be punished by a fine of not less than fifty (\$50.00) dollars nor more than one hundred (\$100.00) dollars or by imprisonment in the county jail for not less than thirty (30) days nor more than ninety (90) days for each and every offense.

Sec. 15. **Section 4874, General Statutes, 1913 repealed.**—Section 4874 of the General Statutes of Minnesota for 1913 is hereby repealed.

Sec. 16. This act shall take effect and be in force from and after its passage.

Approved April 17, 1917.

CHAPTER 334—H. F. No. 869.

An act to amend Section 3689, Revised Laws of 1905, being Section 7280 of the General Statutes of 1913, relating to proof of wills.

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

Section 1. **Wills to be proved by clear and satisfactory evidence.**—That section 3689 of the Revised Laws of 1905, the same being section 7280 of the General Statutes of 1913, be and the same is hereby amended so as to read as follows:

7280. No such will shall be established unless the same is proved to have been in existence at the time of the testator's death, or to have been fraudulently destroyed in his lifetime, nor unless its provisions are clearly and distinctly proved by *clear and satisfactory evidence*.

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

Approved April 17, 1917.

CHAPTER 335—H. F. No. 872.

An act enabling home rule charter cities of the fourth class to issue refunding bonds in certain cases.

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

Section 1. **City of Rochester authorized to issue refunding bonds.**—Any city of the fourth class operating under a home

rule charter adopted pursuant to section 36, article 4 of the state constitution, in addition to all powers possessed by such city, is hereby authorized to issue and sell its refunding bonds for the purpose of refunding any of the outstanding indebtedness against said city existing in the form of bonds or certificates of indebtedness payable out of the permanent improvement revolving fund of said city, which are due or which the city has the right to pay before maturity, provided that said refunding bonds shall bear interest at a lower rate than the bonds or certificates of indebtedness refunded and the principal of said refunding bonds shall not exceed the principal of the bonds to be refunded.

Sec. 2. City council to adopt resolutions.—Said bonds shall be issued only in pursuance of a resolution adopted by a majority vote of the city council or other governing body of said city and shall be paid from the permanent improvement revolving fund of said city out of the moneys to be collected from the special assessments payable into said fund, provided that if there is not sufficient money in said fund, the said refunding bonds shall be paid from the general fund, such amount to be replaced in the general fund from the said special assessments when and as collected.

Sec. 3. Form of bond.—Said refunding bonds shall be issued under the corporate seal of the city, signed by the mayor and countersigned by the city clerk and may bear such terms as to place of payment, maturity and rate of interest as may be fixed by resolution of the city council or other governing body of the city, provided, however, that said bonds shall not run more than twenty years, nor bear interest at a rate greater than four and one-half per centum per annum, payable semi-annually, and shall not be sold for less than par.

Approved April 17, 1917.

CHAPTER 336—H. F. No. 931.

An act to amend Section 1 of Chapter 123, General Laws of Minnesota 1905, the same being Section 1932, General Statutes of Minnesota 1913, as amended by Chapter 169, General Laws of Minnesota 1915, relating to the authority of villages to issue bonds for the purpose of refunding their floating indebtedness.

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

Section 1. Bonds authorized to be issued by villages but not to exceed 15 per cent of assessed valuation of real and personal property exclusive of money and credits.—That section 1 of chapter 123, General Laws of Minnesota 1905, same being section