

court shall direct the payment of the surplus to the owner or the payment of the same into court for its use and benefit.

5146. The state fire marshal, the chief assistant fire marshal or any deputy fire marshal who finds any building or upon any premises any combustible or explosive material, rubbish, rags, waste, oils, gasoline or inflammable matter of any kind endangering the safety of such building or property or the occupants thereof or the occupants of adjoining buildings, shall order such materials removed or such dangerous condition corrected forthwith. Such order shall be in writing and directed generally to the owner, lessee, agent or occupant of such building or premises, and any such owner, lessee, agent or occupant upon whom such notice shall be served who shall fail to comply therewith within twenty-four hours thereafter, unless the order prescribes a longer period within which it may be complied with, shall be guilty of a misdemeanor and said material may be removed or dangerous condition corrected, at the expense of the owner of such building and premises or the person upon whom such service is so made, or both, and said state fire marshal may maintain all necessary actions for the recovery thereof.

Approved April 21, 1917.

CHAPTER 470—H. F. No. 1141.

An act to amend Section 3 of Chapter 238, General Laws of Minnesota, 1915, relating to the formation of consolidated school districts.

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

Section 1. **Pétition for formation of consolidated school districts to contain signatures of at least 25% of free holders who have been residents of districts for thirty days prior to signing.**—That section 3 of chapter 238, General Laws of Minnesota, be and the same is hereby amended so as to read as follows:

Section 3. After approval by the superintendent of education of the plan for the formation of a consolidated school district, and upon presentation to the county superintendent of a petition signed and acknowledged by at least twenty-five (25) per cent of the resident freeholders of each school district or area affected, qualified to vote at school meetings, *who have been such freeholders for at least thirty (30) days immediately preceding the signing and acknowledging of the petition*, asking for the formation of a consolidated school district in accordance with the plans approved by the superintendent of education, the county superintendent shall, within ten days, cause ten days posted notice to be given in each district affected and one week's published notice, if there be a newspaper published in such dis-

trict, of an election or special meeting to be held within the proposed district, at a time and place specified in such notice, to vote upon the question of consolidation.

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

Approved April 20, 1917.

CHAPTER 471—H. F. No. 235.

An act relating to the conservation and protection of mussels in Minnesota waters.

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

Section 1. **License required for catching mussels.**—It shall be unlawful to take, catch or kill mussels for commercial purposes without a license issued by the state game and fish commission.

Sec. 2. **Fees for licenses.**—The state game and fish commission shall upon application issue a license to take, catch or kill mussels. On making application for such license, residents of this state shall pay to the state game and fish commission a fee of five dollars and non-residents shall pay to such game and fish commission a fee of fifty dollars and for authority to use a dredge, a fee of twenty-five dollars in addition to the fee fixed for a resident or a non-resident license. All such licenses shall expire on the thirty-first day of December following their issue. Licenses shall be consecutively numbered as issued and a record shall be kept thereof in the office of the state game and fish commission. Such licenses shall state whether it is a resident or non-resident license, whether the licensee is authorized to use a dredge, the resident address of the licensee and the amount paid for the license. Said license shall also state what waters have been closed to the capture of mussels by authority of this act.

Every person, while taking, catching or killing mussels for commercial purposes, shall have his license with him ready for exhibition and shall exhibit the same when requested to do so by an authorized officer.

Any person, firm or corporation violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of twenty-five dollars or by imprisonment in the county jail not less than twenty days.

Sec. 3. **Conditions for operation.**—Any person, firm or corporation to whom a license under the provisions of this act has been issued, under such license so issued: