

that the settlement of such poor person is elsewhere, the subdivision so caring for him during the pendency of the appeal shall be entitled to recover, from the subdivision in which the settlement of such poor person is found by the district court to be, for the reasonable cost of such care. The trial of the appeal in the district court shall be de novo, shall be tried by the judge without a jury, and may be brought on for trial upon eight days' notice by either party.

Sec. 4. County of residence to be charged with support.—The county or subdivision in which such poor person shall by such order be found to be his settlement shall thereafter be charged with his care and support.

Sec. 5. Costs and disbursements.—The prevailing party shall be allowed disbursements necessarily paid or incurred, to be taxed in the manner provided in civil actions.

Approved April 24, 1925.

CHAPTER 379—H. F. No. 1383.

An act fixing the salary of the Judge of Probate and the number of clerks and amount of clerk hire allowance in all counties of the state now or hereafter having a population of more than 150,000 inhabitants and an area of more than 5,000 square miles.

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

Section 1. Salary of Judge of Probate in certain cases.—That the salary of the Judge of Probate in all counties of this state now or hereafter having a population of more than 150,000 inhabitants and an area of more than 5,000 square miles, shall be Six Thousand Dollars (\$6,000.00) per annum, payable in equal monthly installments as the salaries of other county employees are paid. In addition to said salary, the actual compensation for clerk hire in the office of said Judge of Probate shall not exceed the total sum of Fourteen Thousand Eight Hundred Dollars (\$14,800.00) per annum, of which sum not to exceed Three Thousand Three Hundred Dollars (\$3,300.00) may be paid for the salary of the Clerk of Probate; and not to exceed Twenty-four Hundred Dollars (\$2,400.00) for the Deputy Clerk of Probate; and not to exceed Twenty-four Hundred Dollars (\$2,400.00) for the salary of the Court Reporter of said court; and not to exceed the sum of Sixty-seven Hundred Dollars (\$6,700.00) for such additional clerical and stenographical help as the judge of said court shall determine necessary.

In addition to the above named salaries, the County Board of said county shall audit and allow the necessary expenses incurred by said judge of probate and such attendant clerks as may be necessary in the performance of the duties of said judge of probate while

holding court or performing other official duties outside the limits of the county seat of any such county.

Sec. 2. The acts and parts of acts inconsistent herewith are hereby expressly repealed.

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

Approved April 24, 1925.

CHAPTER 380—H. F. No. 1433

An act to amend the laws relating to the preservation, protection and propagation of wild animals.

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

Section 1. **Laws amended.**—That the sections and subdivisions of sections of Chapter 32, General Statutes 1923, as hereinafter specified be and the same hereby are amended so as to read as follows:

"Sec. 5498. **Manner of taking game.**—Birds and quadrupeds protected by law shall be taken only in the daytime with a gun not larger in bore than a ten gauge fired from the shoulder, *except that upland game birds and quadrupeds may be taken with a rifle or pistol. It shall be unlawful to use any kind or type of silencer on firearms.* No person while in a motor vehicle shall take game, nor discharge any firearm therefrom at any protected wild animal, nor carry a gun or other firearm, except a pistol or revolver, in a motor vehicle unless the same be unloaded in both barrels and magazine and taken apart or contained in a case. Traps for the purpose of taking furbearing animals protected by law may be used as herein provided, but traps shall not be staked or set in any manner during the close season for the same. A person may take game birds during the open season with the aid of a dog, unless specifically prohibited herein."

"5499. **Manner of taking fish.**—Fish, unless otherwise specifically permitted by this chapter, shall only be taken by angling. Provided, that it shall be unlawful to take fish by angling through the ice in the night time, by the use or with the aid of artificial lights, *including automobile head lights and spot lights.*"

"5500. **Limits on game and fish—Wanton waste.**—No person shall wantonly waste or destroy wild animals. The catching, taking or killing of more than fifteen game birds by any one person in any one day, or the catching, taking or killing of more than twenty-five fish by any one person in any one day, except fish lawfully caught, taken or killed with licensed nets, as by this chapter permitted, and destruction of all such game birds or fish caught, taken or killed in excess of such number, shall be deemed a wanton waste. No person