

## CHAPTER 298—H. F. No. 868

*An act relating to wild animals and to the protection and taking thereof in interstate boundary waters, amending Mason's Minnesota Statutes of 1927, Sections 5645 and 5647.*

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

**Section 1. Common boundary waters.**—That Mason's Minnesota Statutes of 1927, Section 5645, be and the same hereby is amended so as to read as follows:

"5645. The taking of *wild animals* of any kind, including game birds, quadrupeds, and in any manner in or upon any of the waters which form a common boundary between Minnesota and any other state of the United States, contrary to the laws of such state, is hereby prohibited, provided, the commission may license or otherwise provide for the taking or removal of rough or non-game fish in said waters as otherwise authorized by law."

**Sec. 2. Reciprocity in licenses.**—That Mason's Minnesota Statutes of 1927, Section 5647, be and the same hereby is amended so as to read as follows:

"5647. Whenever, so long as, and in so far as the state of South Dakota, confers upon the licensees of this state reciprocal rights, privileges, and immunities, any license to take water fowl, any license to take fish by angling or spearing, and any commercial fishing or clamming license issued by such state shall entitle the licensee to all the rights, privileges, and immunities in and upon the waters of *Big Stone Lake* and this state, enjoyed by the holders of equivalent licenses issued by this state; subject, however, to the duties, responsibilities, and liabilities imposed on its own licensees by the laws of this state."

Approved April 21, 1931.

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CHAPTER 299—H. F. No. 1234

*An act to amend Mason's Minnesota Statutes for the year 1927, Section 1871, relating to the powers and duties of park boards in certain cities so that when amended, the said section will read as follows:*

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

Section 1. **Powers and duties of park board.**—That Mason's Minnesota Statutes of 1927, Section 1871, be and the same is hereby amended to read as follows:

"Section 1871. Said park board shall have full, absolute and exclusive control of, and power over, all real estate now or hereafter acquired by said municipality and set apart for park or boulevard purposes therein or in adjoining territory, and all public property used therein or therefore. Said board shall have power and authority to maintain the same, and to beautify and improve any and all such lands and the approaches thereto for the benefit of the general public; to erect and construct therein such roadways and paths, buildings, fountains, toilet rooms, or other improvements necessary to meet the requirements of the visiting public; to buy all necessary material and fuel required to carry out the provisions of this act; to make such reasonable rules and regulations for the government of the same as may be deemed necessary and proper; to employ such help in and about the conduct of such parks and boulevards as may be found necessary; to provide musical and other free entertainment for the general public; to employ a secretary at a salary not exceeding five hundred dollars per annum, whose duty it shall be to keep a full and complete record of all the transactions of said board, attend its meetings, and do and perform such other duties as may from time to time be required of him, by said board; to employ an attorney if found necessary to assist the board at a salary of not exceeding five hundred dollars per annum; to fix the compensation of any and all persons employed by said board; to audit and allow all just claims for labor, services or material furnished by order of said board, and endorse its approval of such claims thereon when allowed, which claims when so audited and allowed and endorsed shall be presented to the council of said municipality for payment and paid by said municipality as other claims are paid; provided, said board shall not have the right to sell, rent, lease or in any other way dispose of or encumber, or suffer, or permit the said property, or any part thereof, to come under the control of any other person or corporation whatever, *provided, however, that where such park shall contain a pond or lake or any other body of water which can be used for the purpose of taking therefrom ice, the said park board shall have the power to lease the said pond or lake or any other body of water which the said park may contain for the purpose of taking therefrom ice.* Said board shall also have power and author-

ity to receive on behalf of said municipality any proper donations of statuary, shrubbery, trees, material, or other personal property for use in and about the said parks and boulevards. Said board shall make detailed report of all its doings and proceedings to the council at least once in three months."

Approved April 21, 1931.

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CHAPTER 300—H. F. No. 1320

*An act relating to the lease, sale, acquisition or use of air rights.*

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

Section 1. **Sale and lease of air rights.**—That before any air rights over or affecting the property or easements of any railway company or other public utility company are leased, sold, acquired or used, application shall be made to the Board of Railroad and Warehouse Commissioners for permission to acquire or use such rights, and the said Board of Railroad and Warehouse Commissioners is hereby authorized to hear said application and to determine whether or not such permission shall be granted. Provided however, that in all cases where said air rights are within the corporate limits of cities of the first class, said rights shall only be acquired, held or used with the consent of the common council or other governing body of such city.

Approved April 21, 1931.

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CHAPTER 301—H. F. No. 1321

*An act to amend Mason's Minnesota Statutes of 1927, Section 8976, relating to maximum charge imposed by the state in support of an insane person in certain cases and providing for the disposition of the money.*