

"Section 8968. Whenever the auditor of the county to which costs and expenses have been certified denies that such person has a *settlement* in his county, he or the auditor of the county where such examination was held shall send such certificate with a statement of his claim in reference thereto to the state board of control who shall immediately investigate and determine the question of *settlement* and certify its findings to the auditor of each of said counties. Such decision shall be final unless an appeal is taken therefrom within thirty days after its filing. Such appeal may be to the district court of the county from which such person was committed."

Approved March 18, 1931.

CHAPTER 69—H. F. No. 383

An act to amend Mason's Minnesota Statutes of 1927, Sections 5551 and 5552, relating to wild animals and to the protection and taking of certain upland game birds.

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

Section 1. **Open season for certain game birds.**—That Mason's Minnesota Statutes of 1927, Section 5551, be and the same is hereby amended so as to read as follows:

"5551. Quail may be taken and possessed between October 15th and November 20th following, both inclusive, but nothing in this chapter shall be construed to permit the taking or killing of Canada spruce grouse, or of wild turkeys or Hungarian Gray partridges. Partridge or ruffed grouse and Chinese ringneck or English pheasants may be taken and possessed *only in such counties of the State and during such times in the several counties, not exceeding any 21 days, between October 15th and December 1st following, both days inclusive, in any year in any county, and subject to such other provisions not inconsistent with law, as the commissioner may by regulation from time to time prescribe so as properly to protect such partridges or ruffed grouse and pheasants and prevent the undue depletion thereof, according to the conditions in the respective counties; provided, that no new regulation or amendment of any existing regulation shall become effective in any season unless promulgated and published according to law on or before the first day of October next preceding such season. No game birds made be taken at any time or in any manner within the limits of any public highway, except migratory game birds.*"

Sec. 2. **Limit on number of birds which may be taken.**—That Mason's Minnesota Statutes of 1927, Section 5552, be and the same is hereby amended to read as follows:

"5552. A person may take during the open season not to exceed 10 quail, and not to exceed 5 partridge or *ruffed* grouse, and not to exceed 3 Chinese ringneck or English pheasants *in the aggregate of both kinds, only one of which may be a female*, in one day. No person shall have more than 15 quail or 15 partridge or *ruffed* grouse, or more than 12 Chinese ringneck or *English pheasants in the aggregate, of both kinds*, in possession at any one time. Not more than 18 Chinese ringneck or English pheasants *in the aggregate of both kinds and not more than 30 in the aggregate of all kinds of game birds enumerated in this section* may be taken in any one open season."

Approved March 18, 1931.

CHAPTER 70—S. F. No. 225

An act to regulate the tagging, labeling or branding, and sale of potatoes in closed packages.

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

Section 1. **Potatoes to be graded and tagged.**—Potatoes grown in Minnesota when packed for carload shipments or offered for sale by persons other than the growers or producers thereof in carload lots and potatoes, when packed for truck-load shipments or offered for sale in Minnesota in truck-load lots, other than by the producer, shall be tagged, labeled, or branded as follows:

GRADES

U. S. No. 1, Minnesota Commercial Grade, U. S. No. 2, Unclassified and Minnesota Certified Seed.

The U. S. Grades shall conform in all respects to the requirements laid down by the U. S. Department of Agriculture.

The Minnesota Commercial Grade shall conform in all respects to the U. S. No. 1 grade but in order to allow for variations incident to proper grading and handling, *a tolerance of defect of four per cent, in weight, additional on number one grade may be allowed for this grade*, but not to exceed one percent shall be allowed for potatoes affected by soft rot.

The Unclassified shall consist of all potatoes not meeting the requirements of the foregoing grades, and shall be sold either as such,