

county seat in such county. Such notice shall state the time and place of awarding the contract, and contain a brief description of the work to be performed, materials to be furnished, or building to be constructed or repaired.

Sec. 2. **Contracts to be in writing.**—Every such contract shall be awarded to the lowest responsible bidder, shall be duly executed in writing, and the person to whom the same is awarded shall give a sufficient bond to the board for its faithful performance, or otherwise conditioned, as required by Mason's Minnesota Statutes of 1927, Sections 9700, 9702, 9703, and 9704, as amended. If no satisfactory bid is received, the board may readvertise. Every contract made without compliance with the provisions of this act shall be void.

Approved April 14, 1941.

CHAPTER 217—H. F. No. 724

An act relating to the protection and regulation of wild rice in public waters of the state, amending Mason's Supplement 1940, Sections 6131-5, 6131-6, 6131-7, 6131-8, 6131-9, 6131-11, 6131-12, 6131-14 and 6131-16.

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

Section 1. **Law amended.**—That Mason's Supplement 1940, Section 6131-5, be amended to read as follows:

"6131-5. To be harvested by Indians only in certain Indian reservations.—It shall be unlawful prior to November 1, 1943, for any person to take wild rice grain from any of the waters within the original boundaries of the White Earth, Leach Lake, Nett Lake, Vermillion, Grand Portage, Fondulac and Mille Lacs Reservations except said persons be of Indian blood, or residents of the reservation upon which said wild rice grain is taken.

Sec. 2. **Law amended.**—Mason's Supplement 1940, Section 6131-6, is hereby amended to read as follows:

"6131-6. Unlawful to harvest with boats exceeding certain size.—It shall be unlawful to use in harvesting wild rice in any public waters of this state, any water craft other than a boat, skiff or canoe propelled by hand, which boat, skiff or canoe *may have* a top width of not more than 36 inches *and a*

length of not more than 16 feet or any machine or mechanical device for gathering or harvesting the grain other than with flails not over 30 inches in length nor over one pound in weight, which flails must be held and operated by hand.

Sec. 3. Law amended.—Mason's Supplement 1940, Section 6131-7, is hereby amended to read as follows:

"6131-7. Must have license to harvest.—It shall be unlawful for any person to take from any of the public waters of this state any wild rice grain either for commercial or domestic use, unless such person shall first have obtained from the director of game and fish a license so to do. It shall be unlawful for any person in his wild rice harvesting, to operate more than three boats at any given time. *It shall be unlawful for any person to have in possession any wild rice grain harvested in violation of the provisions of this act or the orders or regulations of the commissioner of conservation promulgated thereunder.*

Sec. 4. Law amended.—Mason's Supplement 1940, Section 6131-8, is hereby amended to read as follows:

"6131-8. Definitions—ownership declared.—*Subdivision 1.* For the purposes of this act the word "person" shall include any firm, corporation, association or co-partnership.

Subdivision 2. The ownership of all wild rice grain growing in the public waters of this state insofar as it is capable of ownership, is hereby declared to be in the state and no person shall acquire any property therein except as authorized by this act.

Sec. 5. Law amended.—Mason's Supplement 1940, Section 6131-9, is hereby amended to read as follows:

"6131-9. License fees.—The fee for such license shall be 50 cents. The applicant for such license shall make an application to the director of game and fish upon forms furnished by the director, which application shall give the name of the applicant, his place of residence, whether of Indian blood, tribal relation, if any, names of members of his family and ages thereof who are to engage in wild rice harvesting and the names of bodies of water and counties in which applicant proposes to operate. Licenses shall be granted for the calendar year only and all members of a family shall be entitled to engage in the harvesting of wild rice under a license issued to the head of the family, provided said members procure an identification card which shall be issued for each member upon request to the director. *Agents for the*

sale of such licenses shall be provided as close as practicable to the shore of each rice bed open for harvesting.

Sec. 6. Law amended.—Mason's Supplement 1940, Section 6131-11, is hereby amended to read as follows:

"6131-11. Wholesale dealers to be licensed.—No person shall buy wild rice grain for the purpose of re-sale from any person who has harvested the same without first having obtained a license so to do from the director of game and fish. The fee for such license shall be \$5.00. *Provided this license shall not be required for the first 500 pounds of rice so purchased.*

Sec. 7. Law amended.—Mason's Supplement 1940, Section 6131-12, is hereby amended to read as follows:

"6131-12. Unlawful to harvest green rice.—It shall be unlawful to harvest, sell or purchase *immature* wild rice. For the purpose of this act, *immature* wild rice shall be defined as any wild rice of *which* more than 15 per cent of the grains by count are adherent to any portion of the stalk or stem.

Sec. 8. Law amended.—Mason's Supplement 1940, Section 6131-14, is hereby amended to read as follows:

"6131-14. Commissioner to appoint director.—The commissioner of conservation shall appoint a director of the wild rice harvest, who shall be a man of proven experience in the actual *cultivation and* harvesting of wild rice *and such assistants as may be deemed necessary.* The said director shall serve at the will of the commissioner and *shall not be within the classified service of the state. He shall be paid such salary not to exceed the sum of \$200.00 a month as may be determined by the commissioner and for such periods during the year as may be designated by the commissioner, together with* reasonable traveling expenses, from any sums available to the division of game and fish. Said director shall have the duty of investigating the conditions affecting the crop of wild rice upon any waters that are proposed to be harvested. Said director with the approval of the conservation commissioner shall prescribe such further rules and regulations as may be necessary to properly carry out the purposes of this act and to properly regulate the harvest. He may with the approval of the conservation commissioner appoint *in addition to the paid assistants appointed by the commissioner,* deputies to serve without pay to assist him in any or all of his duties. The commissioner of conservation is hereby authorized to designate the season for the harvest-

ing of the wild rice in each *lake* or rice *bed* or *close the same* upon the recommendation and report of the said director of rice harvest, *notice of said season to be published five days, or less, in advance.*

Sec. 9. **Law amended.**—Mason's Supplement 1940, Section 6131-16, is hereby amended to read as follows:

"6131-16. **Definitions.**—The term "family" for the purpose of this act is defined as the immediate family, i.e., husband and wife and minor children having their abode and domicile with such parent or *legal guardian, and wards so domiciled.*

Approved April 14, 1941.

CHAPTER 218—H. F. No. 767

An act relating to provisions required to be contained in policies of life insurance; amending Mason's Minnesota Statutes of 1927, Section 3406.

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

Section 1. **Law amended.**—Mason's Minnesota Statutes of 1927, Section 3406, is hereby amended to read as follows:

"3406. **Provisions which no policy may include.**—*Subdivision 1.* No policy of life insurance in form other than as prescribed in section 2 shall be issued or delivered in this state or be issued by a life insurance company organized under the laws of this state, if it contain any of the following provisions:

(1) A provision for forfeiture of the policy for failure to repay any loan on the policy or to pay interest on such loan while the total indebtedness on the policy is less than the loan value thereof; or any provision for forfeiture for failure to repay any such loan or to pay interest thereon, unless such provision contain a stipulation that no such forfeiture shall occur until at least one month after notice shall have been mailed by the company to the last known address of the insured and of the assignee, if any. Notice of whose address and contract of the assignment has been filed with the company at its home office.