

Sec. 2. All acts or parts of acts not consistent herewith are hereby repealed.

Approved April 20, 1943.

---

CHAPTER 538—S. F. No. 427.

(AMENDING SECTION 573.02 MINNESOTA STATUTES 1941.)

*An act relating to action for death by wrongful act, and amending Mason's Supplement 1940, Section 9657.*

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

Section 1. **Law amended—action for death by wrongful act.**—Mason's Supplement 1940, Section 9657, is amended to read as follows:

When death is caused by the wrongful act or omission of any person or corporation, the personal representative of the decedent may maintain an action therefor if he might have maintained an action, had he lived, for an injury caused by the same act or omission. The action may be commenced within two years after the act or omission. The damages therein cannot exceed \$10,000.00, and shall be for the exclusive benefit of the surviving spouse and next of kin, to be distributed to them in the same proportion as personal property of persons dying intestate; but funeral expenses, and any demand for the support of the decedent *other than old age assistance*, duly allowed by the probate court, shall first be deducted and paid. Provided, that if an action for such injury shall have been commenced by such decedent, and not finally determined during his life, it may be continued by his personal representative for the benefit of the same persons and for recovery of the same damages as herein provided, and the court on motion may make an order, allowing such continuance, and directing pleadings to be made and issues framed conformably to the practice in action begun under this section.

Approved April 20, 1943.

---

CHAPTER 539—S. F. No. 471.

(AMENDING SECTION 100.06 MINNESOTA STATUTES 1941.)

*An act relating to wild animals and the manner of taking big game, amending Laws 1941, Chapter 482.*

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

Section 1. **Law amended.**—Laws 1941, Chapter 482, are hereby amended to read as follows:

“5539. **Manner of taking big game.**—(1). No artificial light, including automobile and motorcycle headlights and spot lights, snare, trap, set gun, swivel gun, salt lick or other device to entrap or entice deer shall be used, made or set, nor shall deer be taken by aid or use thereof. No snare for wolves or other wild quadrupeds shall be set in any runway used by deer. No such snare shall be set with a loop of greater maximum diameter than 12 inches, nor with the top of the loop higher than 24 inches above the ground. No spring pole shall be set or used with any such snare. Deer shall not be shot from any artificial scaffold, platform, or other construction higher than six feet above the ground. Deer shall not be hunted or pursued or killed with dogs or horses. Violation of any provision of this Subdivision relating to set guns or swivel guns shall be a gross misdemeanor. Violation of any provision of this Subdivision relating to artificial lights shall be a misdemeanor, and shall be punishable by a fine of not less than \$25.00 nor more than \$100.00, or by imprisonment in the county jail for not less than 30 days nor more than 90 days. Violation of any other provision of this Subdivision shall be a misdemeanor.

(2) The licensee shall, after killing a deer, *and at the time the same is brought in to any hunting camp, dwelling, farmyard or other place of abode of any kind occupied over night, or in the event such deer is brought out to a road and before the same is placed upon or in any vehicle of any kind, affix to its carcass a metal locking seal between the tendon and bone of a leg of said carcass so that such seal cannot be removed without breaking the lock. Before the same is transported on any vehicle or offered for transportation coupon tag “B” of the license shall be affixed to the carcass. The metal locking seal shall bear the license number of the owner thereof and the year issued in figures, said seal to be furnished by the director of game and fish through the county auditors when licenses are sold and for which a fee of 25 cents shall be paid.*”

Approved April 20, 1943.

---

CHAPTER 540—S. F. No. 537.

(AMENDING SECTION 84.415 MINNESOTA STATUTES 1941.)

*An act relating to the issuance of easements or permits over and across state-owned lands and to amend Laws 1941, Chapter 145.*