

CHAPTER 63—H. F. No. 18

(AMENDING SECTIONS 97.01, 100.08 AND 100.12 MINNESOTA STATUTES 1941.)

An act relating to wild animals, removing protection for bear, and amending Mason's Supplement 1940, Section 5536-2, (B), and Mason's Supplement 1940, Section 5545, and repealing Mason's Supplement 1940, Section 5541 (2).

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

Section 1. **Law amended—definitions.**—Mason's Supplement 1940, Section 5536-2, (B), is amended to read as follows:

“(B) The term “big game” includes deer, moose, elk, and caribou, and the term “small game” includes all other protected wild quadrupeds and wild birds.”

Sec. 2. **Law amended.**—Mason's Supplement 1940, Section 5545, is amended to read as follows:

“5545. **Animals that may be taken.**—Weasels, wild cat, lynx, wolves, foxes, *bears*, gophers, porcupines and all other quadrupeds for which a closed season is not provided by law, may be taken either in the day time or at night and in any manner, except that poison may be used to aid in the taking thereof *and steel traps may be used in the taking of bear* only by permission of the *director* and in a manner prescribed by him. No person shall place any poison in any place inhabited or frequented by wild animals otherwise than as so permitted. Provided, the taking of bear may be prohibited in such areas of the state and during such periods as the commissioner of conservation may by order prescribe.

Sec. 3. Mason's Supplement 1940, Section 5541 (2), is hereby repealed.

Approved February 25, 1943.

CHAPTER 64—H. F. No. 101

An act authorizing county boards in all counties having a population of not less than 20,000, nor more than 26,000, inhabitants according to the last federal census and having an assessed valuation of not less than \$5,500,000, nor more than \$9,000,000, exclusive of money and credits, and containing a total acreage of not less than 550,000, nor more than 552,000, acres, to levy a tax

for revenue purposes upon property within territory which is not organized for purposes of town government, such tax levy to be in addition to that which such board is at present authorized to levy for county revenue purposes, and providing for the collection of such additional tax and the expenditure of funds derived therefrom.

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

Section 1. Tax for revenue purposes in certain counties.—County boards in all counties having a population of not less than 20,000, nor more than 26,000, inhabitants according to the last federal census, and having an assessed valuation of not less than \$5,500,000, nor more than \$9,000,000, exclusive of money and credits, and containing a total acreage of not less than 550,000, nor more than 552,000, acres, may levy a tax for revenue purposes upon property within territory which is not organized for purposes of town government, such tax levy to be in addition to that which such board, is at present authorized to levy for county revenue purposes, provided such additional tax levy shall not exceed seven mills on the dollar of the assessed value of property within such territory.

Sec. 2. County Board to fix rate.—Whenever the county board determines, by resolution reciting such fact, to levy such tax for the then current year, it shall, by the same resolution, determine the additional mill rate of such tax to be levied within such unorganized territory. It shall be the duty of the county auditor to extend such additional tax so levied upon the tax books of the county, at the same time and in the same manner as other taxes are extended to property in such unorganized territory, and the same shall be collected and the payment thereof enforced at the same time and in the same manner as other taxes on such property, with like penalties for non-payment within the time prescribed by law.

Sec. 3. Funds to be placed in separate fund.—The amount so collected shall be set apart as a separate fund in the county treasury. Such fund shall be designated as the unorganized town revenue fund for the unorganized territory, the property of which has been so taxed to create such fund.

Sec. 4. Purposes for which fund may be expended.—Such fund shall be expended under the direction of the county board for the holding of the elections and the assessment of property in such unorganized territory, and for any other proper governmental purpose necessary and beneficial for such territory, the property of which has been so taxed to create such fund.

Sec. 5. **Tax levies and expenditures validated.**—All such tax levies heretofore made and any such fund which has been established and any expenditures heretofore made by any such county board from such fund are hereby in all respects ratified, approved and validated.

Sec. 6. **Law repealed.**—Laws 1939, Chapter 31, is repealed.

Approved February 25, 1943.

CHAPTER 65—H. F. No. 103

An act relating to tax levies for revenue purposes in certain counties and providing for such tax levies in excess of present limitations, and repealing Laws 1939, Chapter 26 and 82.

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

Section 1. **Tax levies for revenue purposes in certain counties.**—In any county in this state now or hereafter having a population of not less than 20,000, nor more than 26,000, inhabitants, according to the last federal census, and having an assessed valuation of not less than \$5,500,000 nor more than \$9,000,000, exclusive of moneys and credits, and containing a total acreage of not less than 550,000, nor more than 552,000, acres, the board of county commissioners may levy taxes annually for general revenue purposes at such a rate and in such an amount in excess of existing limitations as will produce sufficient revenue fund, provided, such additional annual tax shall not in any case exceed the sum of \$45,000.

Sec. 2. Laws 1939, Chapters 26 and 82, are hereby repealed.

Approved February 25, 1943.

CHAPTER 66—H. F. No. 119

(AMENDING SECTIONS 205.68 AND 205.69 MINNESOTA STATUTES 1941.)

An act relating to the form and size of state ballots, amending Mason's Supplement 1940, Sections 601-6(7)(H) and 601-6(7)(I).

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 601-6(7)(H), is hereby amended to read as follows: