

ing a section to read:

**[54.297] APPLICATION FOR RECEIVER.** When in the judgment of the commissioner grounds for liquidation as set forth in Minnesota Statutes 1974, Section 49.04, exist or are about to occur, the commissioner may make application to the district court in which a company defined in Minnesota Statutes 1974, Section 54.26, is situated for the appointment of a receiver or conservator.

Sec. 7. Minnesota Statutes 1974, Section 49.01, Subdivision 2, is amended to read:

Subd. 2. "Financial institution" means and includes a bank, a savings bank, a trust company, a savings, building and loan association, a credit union, and an industrial loan and thrift company ; ~~and an investment company .~~

Sec. 8. Minnesota Statutes 1974, Chapter 59, and Sections 54.28; 54.29; and 54.293, are repealed.

Approved May 17, 1975.

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#### CHAPTER 167—S.F.No.1098

*An act relating to natural resources; clarifying the authority of the commissioner of natural resources to designate and manage certain waters for wildlife use; reporting of game taken; providing certain limitations on the taking of fox; and altering certain seasons for the taking of deer; amending Minnesota Statutes' 1974, Sections 97.48, Subdivision 11; 98.51, Subdivision 1; 100.26, Subdivision 1; and 100.27, Subdivision 2.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 97.48, Subdivision 11, is amended to read:

Subd. 11. **NATURAL RESOURCES; PUBLIC WATERS MANAGEMENT; DEER AND FOX; LIMITATIONS AND SEASONS.** The commissioner shall set aside and reserve for any period he deems advisable, ~~any-public~~ waters of the state, in the aid of propagation and protection of any wild animals. ~~South of U.S. Trunk Highway No. 12~~ The commissioner shall have the further authority to ~~set aside, reserve,~~ designate and manage ~~any-public~~ waters for their primary wildlife use and benefit ; ~~The commissioner may reserve, set aside, and designate such waters only~~ after giving notice and holding a public hearing , provided that this authority shall not be used to restrict fishing methods or fishing seasons . The hearing shall be held in the county where the major portion of the waters are located. Notice of the hearing shall be

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published once in a legal newspaper within each county where the waters are located not less than seven days before the hearing. The commissioner may enter into agreements with riparian owners, pursuant to section 105.39, subdivision 5, and may exercise the powers provided in section 105.48, when necessary to accomplish management objectives related to waters so ~~set aside, reserved, and designated~~. ~~The management of such waters constitutes a use of the waters for a public purpose. The commissioner may exercise the powers provided in sections 105.39, subdivisions 3, 4, and 5, 105.48, and related provisions of chapter 105 in furtherance of these public purposes if necessary to the proper management of the waters.~~

Sec. 2. Minnesota Statutes 1974, Section 98.51, Subdivision 1, is amended to read:

**98.51 REPORTS AND RECORDS.** Subdivision 1. Every When requested to do so by the commissioner, any person who has taken any protected quadruped or bird shall on or before the last day of January each year, mail or deliver to the commissioner a written report on a form furnished him, stating the number and kind of each protected quadruped or bird taken during the preceding calendar year.

Sec. 3. Minnesota Statutes 1974, Section 100.26, Subdivision 1, is amended to read:

**100.26 UNPROTECTED ANIMALS.** Subdivision 1. Weasel, wild cat, lynx, wolves other than timber wolves, foxes, gophers, porcupines, badgers, and all other quadrupeds for which no closed season or other protection is accorded by chapters 97 to 102, are unprotected animals and may be taken either in the daytime or at night, and in any manner, except with the aid of artificial lights, and possessed, bought, sold or transported in any quantity, provided that for the safety of humans and domestic stock, poison may not be used in the taking thereof, except in the manner authorized by sections 18.021 to 18.035. Raccoon are unprotected animals on May 21, 1965, and all of the provisions of this subdivision are applicable to such animals except that they may be taken with the aid of artificial lights in the manner provided by law under section 100.29, subdivision 10. It shall be unlawful to intentionally drive, chase, run over or kill with any motor propelled vehicle any unprotected animals. The taking of any species of bear may be permitted by order of the commissioner without a license therefor in such areas of the state and during such periods as he may deem necessary, upon a determination that the predation of bear represents a threat to livestock or other property. No fox may be removed from a den or trapped within 300 feet of a fox den during the period beginning April 1 and ending August 31 of each year. No person may sell live fox without a permit from the commissioner authorizing the sale of fox.

Sec. 4. Minnesota Statutes 1974, Section 100.27, Subdivision 2, is amended to read:

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Subd. 2. Deer and moose may be taken in such areas of the state, under such restrictions and on such dates within the periods hereafter prescribed as the commissioner may, by order, provide:

(1) Deer, by bow and arrow only, between October 1st and October 31 and in any area of the state designated by the commissioner south of a line starting at the North Dakota border at Moorhead, east on Routes 10 and 210 to Brainerd and thence to Duluth between December 1st and December 31st;

(2) Deer, by legal firearms and with bow and arrow, ~~within the following periods: (a) between November 1 and December 15, with the length of the season to be determined by the commissioner for any seasons in the years ending December 31, 1974; except that in Itasca state park the deer season shall be open for not more than one year in two; (b) for any seasons after December 31, 1974; for not more than nine days; between November 1 and November 21, except that in Itasca state park the deer season shall be open for not more than one year in two;~~

(3) Moose, only during one season to be set between January 1, 1975 and December 31, 1975, by legal firearms and with bow and arrow, in areas of the state, and under such restrictions and on such dates as the commissioner may by order provide; for purposes of this section a split season in any one calendar year shall be considered as one season;

(4) Deer, by bow and arrow only, between October 15th and November 15th in a year and area when the commissioner has provided that deer may not be taken by legal firearms in that year in that area;

(5) The commissioner may designate any area of the state to be open for the taking of deer by bow and arrow prohibiting other means of taking deer in these areas.

**Sec. 5. EFFECTIVE DATE.** This act is effective the day following enactment.

Approved May 17, 1975.

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**CHAPTER 168—S.F.No.1142**

[Coded]

*An act relating to state parks; prohibiting littering; providing a penalty; amending Minnesota Statutes 1974, Section 85.20, by adding a subdivision.*

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:**

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