

jurisdiction with sister states, a fish house may be used for the purpose of taking pickerel, carp, buffalo, bullheads, suckers and redhorse from the 15th day of December to the 1st day of April following; *provided, further*, that any person desiring to use such house shall first make application for a permit for such use to, and obtain such permit from the game and fish commission, stating that the same is to be used by him for the purpose of obtaining fish for his domestic use and not for commercial purposes, which application shall be accompanied by a fee of one dollar, but no such person shall be permitted to use more than one fish house, and upon the payment of such fee said permit shall be issued and granted. *Provided, further*, that the game and fish commission may withhold permission to erect fish houses on certain lakes, where conditions, in their opinion, warrant it.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1909.

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#### CHAPTER 377—S. F. No. 107.

*An Act requiring railroad companies, or the lessees or receivers thereof, operating lines of road in this state, to keep clean the ditches and culverts along their road beds.*

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

#### **Ditches and culverts of railroad companies to be kept clean.**

—Section 1. It shall be the duty of every railroad company or receiver or lessee thereof, operating a line of railroad in the state of Minnesota, to keep clean at all times between the first day of April and the first day of November of each year, all ditches and culverts constructed by them for the drainage of their road-bed or right of way. *Provided*, that this act shall not apply to ditches and culverts not located upon the right of way of any railroad.

**Forfeiture of \$200 for violation.**—Sec. 2. Any such railroad receiver or lessee thereof, failing or neglecting to comply with the provisions of the foregoing section shall forfeit and pay to the state of Minnesota the sum of two hundred (\$200.00) dollars for every mile of such ditch which it fails to keep clean during any season. Said amount shall be collected in a civil action brought by the attorney general of the state of Minnesota, or by the county attorney of any county through or into which said railroad extends.

Sec. 3. It shall be the duty of the railroad and warehouse commission to have this law enforced.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 22, 1909.