

CHAPTER 495.

[H. F. No. 94.]

AN ACT TO REGULATE THE CATCHING OF FISH IN LAKE JENNIE AND THE STREAMS CONNECTED THEREWITH, IN THE COUNTY OF MEEKER.

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

SECTION 1. That it shall be unlawful for any person or persons to take, catch, kill or in any manner destroy any fish of any kind, in or from the waters of Lake Jennie, or the outlets, inlets, creeks or streams connected therewith, in the county of Meeker, in said state, between the first (1st) day of December and the first (1st) day of May of any year.

SEC. 2. That it shall be unlawful for any person or persons at any time to take, catch, kill or in any manner destroy any fish of any kind, in or from the waters of said Lake Jennie, or the outlets, inlets, creeks, or streams connected therewith, in said county of Meeker, by the use of, or to set to be used, any dip or gill-net, seine, drag-net, or by any means, or in any other manner than by angling for them with hook and line or spearing for them; and it shall be unlawful for any person or persons to obstruct by any trap, or any other device or contrivance placed across the narrow places or streams of the waters, outlets or inlets aforesaid, to prevent the free passage of fish through or therein, and such traps, nets or contrivance so placed are declared a nuisance and may be moved or destroyed by any person.

SEC. 3. That any person or persons violating any of the provisions of the preceding sections is guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than five (5) dollars, nor more than fifty (50) dollars, for each and every offense or such violation; and in default of the payment of such fine and costs, he or they shall be committed to the county jail of the county for a period not exceeding sixty (60) days for every such violation or offense.

SEC. 4. That all prosecutions under the provisions of this act shall be commenced by complaint under oath, before any justice of the peace in said county of Meeker, within thirty (30) days from the commission of such offense or violation of this act, and all fines collected under the provisions of this act, shall be paid, one-half thereof to the complainant and one-half into the common school fund of the county.

SEC. 5. That it shall be the duty of the supervisors and constables of the several towns in said county, and any other person having knowledge of the violation of the provisions of this act, to make complaint thereof to any justice of the peace in said county, and such justice shall thereupon issue his warrant for the arrest of the offender, and upon such arrest and the return of such warrant proceed to hear and determine such matter in the same manner as provided for by law in cases of other misdemeanors.

SEC. 6. That it shall be the duty of the county attorney of said county to conduct the prosecution under any such complaint.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved February 16, 1891.