

Payment of
bounty.

SEC. 4. When any claim arising under this act is filed, verified and approved by the secretary of the state, as herein provided, he shall certify the same to the auditor of state, who shall draw a warrant upon the state treasurer for the amount due thereon, payable to the party or parties to whom said sum or sums are due.

Provided, that no bounty as herein provided shall be paid before the first (1st) day of January eighteen hundred and ninety-six (1896).

SEC. 5. This act shall take effect and be in force on and after its passage.

Approved April 16th, 1895.

H. F. No. 5.

CHAPTER 206.

Pound fishnets

An act to regulate the use of pound nets in international waters.

95 C 206
99 - 178

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

Licensing use
of.

SECTION 1. The board of game and fish commissioners of this state are hereby authorized to license the use, in international waters, of pound nets of the character and subject to the regulations hereinafter contained and to issue licenses for such use, and when said nets are of the character herein allowed and being used in conformity with this act and the license granted by said board, their use is hereby legalized. The size of the mesh of the pot or pound of the pound net shall not be less than one and three-fourths ($1\frac{3}{4}$) inches bar measure or three and one-half ($3\frac{1}{2}$) inches extension measure.

Regulations.

Said pound nets may be set in strings; but no string of such nets shall exceed three (3) in number, and the leads of such nets shall in no case exceed the following lengths:

The shore lead, eighty (80) rods and the leads between the pounds or pots, fifty (50) rods in length.

Said net or string of nets shall not be set less than twenty-five hundred (2500) feet apart nor within five hundred (500) feet of the mouth of any stream and for every ten (10) miles of nets set there shall remain an open space of five (5) miles where no nets shall be set, which five (5) miles space shall be in excess of the twenty-five hundred (2500) feet above mentioned.

Application for
license.

SEC. 2. Any one desiring to use such net, or string of nets shall, before so doing, make written application for such privilege to the board of game and fish com-

missioners of this state, setting forth therein the name of the applicant, the number of nets desired to be used and an accurate description in detail of each net, the waters in which it is desired to set them and a statement of the location of all other nets then in use in such waters, situated within five thousand (5,000) feet of the place where it is desired to set such nets, which application shall be accompanied by a license fee of ten (10) dollars for each net.

Said board may issue a license to the applicant who shall be a citizen of the United States of America which shall not be transferrable and shall be good for one (1) fishing season only, permitting the use of so many of said nets at the places indicated in said application as it shall deem for the best interests of the state in the matter, retaining ten (10) dollars for each net so licensed and returning the balance to the applicant.

All money collected under this act shall be paid into the state treasury. *Provided*, that said board of game and fish commissioners shall not issue to any one person, firm or corporation, or to any one for the use or benefit of such applicant, a license to use more than fifty (50) nets during any single fishing season, and whenever any two (2) or more persons, firms or corporations shall apply for a license to fish in the same locality, the priority of such application shall be determined in such manner as said board may designate. *Provided* further, that no such license shall be issued authorizing the use of any net or nets in international waters between the first day of April and the twentieth (20) day of May during each year, and it shall be unlawful for any person to assist in placing or place or use any such net during such season.

License fees.

SEC. 3. Each applicant to whom a license is issued shall make a written report at the end of each fishing season to said board, stating the number of nets used and where used by him and the amount in number and pounds of each kind of fish taken by him in each net.

Reports.

SEC. 4. Any pound net which is being used without a license or any pound net which is being used in violation of a license issued for its use is hereby declared to be and is a public nuisance and it shall be the duty of all the members of the board of game and fish commissioners, game wardens, sheriffs and their deputies, police officers and constables, without warrant or process, to take, seize, abate, and destroy any and all of the same, and no action for damages shall lie or be maintained for or on account of any such taking, seizing, abating or destruction. Any complaint or objection made by any person to such taking, seizure, abating or

Confiscation of unlicensed nets.

destruction shall be prima facia evidence of ownership at the time it was so taken, used, abated or destroyed. It shall also be the duty of said board, game wardens, sheriffs and their deputies, police officers and constables to seize and take any and all fish taken in any such net while being so illegally used, and at once report the seizure to said board, who shall dispose of the same and pay the money received therefor into the state treasury.

Penalty.

SEC. 5. Every person using, aiding or abetting the use of any such net, contrary to the provisions of this act shall be guilty of a misdemeanor and on conviction thereof shall be punished by a fine of one hundred (100) dollars or by imprisonment in the county jail for ninety (90) days for each and every net so illegally used.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved April 9th, 1895.

H. F. No. 827.

CHAPTER 207.

Killing game.

An act entitled an act to regulate hunting or killing of game by non-residents of the state of Minnesota, and to provide a license therefor.

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

Non-resident
to be licensed.

SECTION 1. That it shall be unlawful for any person not a bona fide resident of the state of Minnesota to pursue, hunt or kill any game bird or animal in the state of Minnesota at any time, without first procuring a license therefor from the board of game and fish commissioners of the state of Minnesota, and having recorded the same in the office of the register of deeds in and for the county in which said game is pursued, hunted or killed.

Same.

SEC. 2. It shall be the duty of the board of game and fish commissioners of the state of Minnesota to issue a license to any person a non-resident of the state of Minnesota whom they shall find to be a careful and prudent person, and accustomed to the use of firearms, to pursue, hunt and kill game in the state of Minnesota, during the open season, for any term hereafter not exceeding one (1) year, ending on the first (1st) day of January of the year next succeeding the application therefor, upon the payment to the treasurer of said commissioners, of the sum of twenty-five (25) dollars. *Provided*, that this act shall apply only to citizens of