

piece or parcel may be sold then the county auditor shall bid in the same for the state for the amount of the judgment against the same.

Sec. 8. **County board to allow for clerk hire.**—The county board of any county may and they are hereby authorized to allow the county auditor such an amount for clerk hire as may be reasonable for carrying out the provisions of this act.

Sec. 9. All acts or parts of acts inconsistent herewith are hereby repealed.

Approved April 26, 1913.

CHAPTER 544—H. F. No. 675.

An Act to prevent misrepresentation on the part of employers, and to provide a penalty therefor.

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

Section 1. **Misrepresentation on part of employers prohibited.**—It shall be unlawful for any person, partnership, company, corporation, association or organization of any kind, doing business in this state, directly or through any agent or attorney to induce, influence, persuade or engage any person to change from one place to another in this state, or to change from any place in any state, territory or county to any place in this state, to work in any branch of labor, through or by means of knowingly false representations, whether spoken, written or advertised in printed form, concerning the kind or character of such work, the compensation therefor, the sanitary conditions relating to or surrounding it, or the existence or non-existence of any strike or lock out affecting it, and pending between the proposed employer and employes and the persons then or last theretofore engaged in the performance of the labor for which the employee is sought.

Sec. 2. If any person, firm, association or corporation violates any provision of this act, they shall be guilty of a misdemeanor.

Approved April 28, 1913.

CHAPTER 545—H. F. No. 1225.

An Act to regulate fishing in the waters of the Mississippi and St. Croix rivers where such rivers constitute the boundary between the states of Minnesota and Wisconsin.

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

Section 1. **To apply only to certain waters.**—This act shall apply only to the waters of the St. Croix river, including that

part thereof known as Lake St. Croix, the waters of the Mississippi river, below the mouth of the St. Croix river, including that part thereof known as Lake Pepin.

Sec. 2. Designation if varieties of fish.—For the purposes of this act the following named fish and varieties of fish are termed and described as game fish, to-wit: Pike of any variety, bass of any variety, pickerel, sun fish, ring perch and crappies, also catfish of any variety under fifteen inches in length from tip to tip in the rough or twelve inches in length when dressed, heads attached.

Sec. 3. All others "rough fish."—All fish other than those described and specified in Section 2 of this act are herein described and designated as "rough fish."

Sec. 4. When catching of "rough fish" is prohibited.—It shall be unlawful for any person to take or catch in any manner any rough fish between the 15th day of April and the 15th day of June following in each year. Such period of time between the 15th day of April and the 15th day of June following in each year shall be termed the closed season for rough fish. The balance of the year shall be termed the open season, as to such fish.

Sec. 5. When game fish cannot be caught.—It shall be unlawful for any person to take or catch in any manner any game fish, from or in the said waters at any time between the first day of March and the 29th day of May following in each year. Such period of time between the first day of March and the 29th day of May following in each year shall be termed the closed season for game fish. The balance of each year shall be termed the open season as to such fish.

Sec. 6. Other exceptions as time for catching.—It shall be unlawful for any person to take or catch any fish from or in the said waters at any time when the taking thereof is not absolutely prohibited, in any manner, except as authorized by the provisions of this act.

Sec. 7. How caught.—Game and rough fish may be caught or taken during the open season for game fish by means of a hook and line held in the hand or a line attached to a pole held in the hands. No license shall be required for fishing as authorized in this section.

Sec. 8. Spear may be used.—Rough fish may be taken during the open season for such fish by means of a spear, without a license.

Rough fish may be taken during the open season for such fish by any person duly licensed so to do, as hereinafter provided, by means of seines, pound nets, fyke or hoop nets, gill nets, bait nets and turtle nets.

Sec. 9. License may be issued for catching rough fish.—The state game and fish commission shall upon application therefor and payment of the license fee hereinafter specified, issue to any person who is a resident of this state, a license to take rough fish during the open season therefor from said waters by means of seines and nets which conform to the following specifications, to-wit:

The nets licensed under the provisions of this section shall have the following sized mesh, stretched measure:

Seines: Not less than five inches mesh on wings, and not less than four inches mesh in the center of the pot, the pot not to exceed more than 150 feet in length.

Pound or hoop nets: Not less than six inch mesh for the leaders.

Not less than a five inch mesh for the hearts.

Not less than a three inch mesh in the hoops.

Bait nets: Not less than a three inch mesh. Said nets shall be used without leads and shall have not more than a four foot hoop front.

Gill nets: Not less than a seven inch mesh.

Provided, however, that any person who at the time of the passage of this act owns a seine or net which he is or may be licensed to use in said waters and which conforms to the requirements of the laws now in force, may be licensed to use such seine or net for a period of time not later than April 15th, 1914.

Sec. 10. May catch by means of a set line.—Any person duly licensed so to do may take and catch game fish and rough fish during the open season for game fish by means of a set line. No set line shall have more than twenty-five hooks thereon and such hooks shall not be baited with frogs, minnows or live bait. No person shall use or set more than one set line.

Sec. 11. Form of applications—Fees.—Applications for licenses to take or catch fish from or in the said waters shall be in writing subscribed by the person making the application and shall specify, when for a license to use a seine or net, what kind, and the number and length of seines or nets he desires to be authorized and licensed to use in such waters. He shall at the same time pay to the game and fish commission as a license fee the sum hereinafter specified:

1. The sum of \$1.00 for each one hundred feet of seine not exceeding five hundred (500) feet in length; for each additional one hundred feet in excess of 500 feet, up to one thousand feet, \$2.00; for each additional one hundred feet in excess of one thousand feet, up to fifteen hundred feet, \$3.00; for each additional one hundred feet in excess of fifteen hundred feet, up to two thousand feet, \$4.00; for each additional one hundred feet

in excess of two thousand feet, up to twenty-five hundred feet, \$5.00; for each additional one hundred feet in excess of twenty-five hundred feet, up to four thousand feet, \$6.00.

2. For each gill net not exceeding 2,000 feet in length the sum of \$5.00.

3. For each gill net exceeding two thousand feet in length the sum of \$5.00 for the first two thousand feet and the sum of \$5.00 for each one thousand feet or fraction thereof in excess of two thousand feet.

4. For each pound net with leader not exceeding seven hundred feet in length, the sum of \$5.00.

5. For each pound net in excess of one used with one leader the sum of \$5.00.

6. For each fyke or hoop net, \$5.00.

7. For each bait or turtle net, \$1.00.

8. For each set line the sum of \$1.00.

9. For each metal tag furnished as hereinafter set forth the sum of twenty-five cents.

Sec. 12. **Metal tag to be furnished.**—A metal tag shall be furnished by the state game and fish commission to each person to whom a license is issued to use a set line.

A metal tag shall also be furnished for each two thousand feet, or fraction thereof of gill net, one tag for each pound net with leader, one tag for each five hundred feet or fraction thereof of seine licensed, one tag for each fyke, hoop, bait or turtle net so licensed.

It shall be the duty of the licensee to keep said metal tags attached to the line, net or seine licensed and the respective parts thereof during all of the time the same are in use for the purpose of taking or catching fish in said waters.

Sec. 13. **Game fish to be returned in certain cases.**—Every person taking fish from the waters described in Section 1 of this act by means of seines or nets shall immediately return to such waters all game fish which may be found in any such seine or net when the same is drawn or lifted; the possession of any such fish by any licensee shall be deemed *prima facie* evidence of a violation of the provisions of this section.

Sec. 14. **When licenses are to expire.**—Licenses issued under the provisions of this act shall expire on the fifteenth day of April next succeeding the date of their issuance and shall not be transferable.

Sec. 15. **How nets are to be set.**—Such nets shall not be set, used or operated except in the manner hereinafter provided, and then only in compliance with such rules and regulations as are or may hereafter be prescribed by law.

Any person who shall set any net described herein, shall maintain at the ends of any such net or nets, a white flag or a board not less than six inches square, which shall project at least two feet above the ice or water and shall have marked thereon the number of the license under which the same is so set, in figures at least three inches in height.

No person shall lay out, draw, land or use any seine in the waters described in Section 1 of this act, of a greater length than four thousand feet, nor shall two or more licensees join their seines together.

No person shall raise any net or lay out or land any seine after one hour after sunset until sunrise of the following morning.

Sec. 16. Fyke nets.—Every fyke net must be lifted at least once in every seven days.

Sec. 17. Record of licenses to be kept.—The state game and fish commission shall keep in their office a complete record of all licenses issued hereunder and all moneys received for the same shall be paid to the state treasurer and credited to the state game and fish commission.

Sec. 18. Temporary fish pounds to be constructed.—Licensees operating seines and nets under the provisions of this act are hereby authorized to construct temporary fish pounds for the purpose of keeping therein fish lawfully caught or taken under the provisions of this act until such time as the same can be marketed. The fish so taken may be shipped to points within or without this state at any time and in any quantity.

Sec. 19. Forfeiture and revoking of license.—The license of any person convicted of violating any of the provisions of this act shall be forfeited and revoked and no license hereunder shall be issued to any person so convicted for the period of five years from and after the date of such conviction.

Sec. 20. Licensees of Wisconsin.—Any person duly licensed by the authorities of the state of Wisconsin to take and catch fish from or in the waters described in Section 1 of this act, lying and being within the territorial jurisdiction of the state of Wisconsin, are hereby authorized to take and catch fish from and in the waters thereof lying and being within the territorial jurisdiction of the state of Minnesota without first having procured a license therefor from the authorities of the state of Minnesota, provided that such persons so licensed by the authorities of Wisconsin shall not take or catch any fish within the territorial jurisdiction of the state of Minnesota at a time or in a manner otherwise prohibited by this act, except that Wisconsin fishermen may until the 15th day of April, 1914, use in such waters seines and nets which do not conform to the provisions of

this act, provided they are such that the use thereof within the territorial jurisdiction of the state of Wisconsin is not prohibited by the laws of that state. Provided, further, that the laws of the state of Wisconsin provide for and extend a similar privilege to persons licensed hereunder by the authorities of the state of Minnesota, to take and catch fish from and in the waters lying within the territorial jurisdiction of the state of Wisconsin without a license from the authorities of the state of Wisconsin.

Sec. 21. Fish may be taken for propagation.—The provisions of this act shall not apply to or be deemed to prohibit the authorities of this state from taking fish from said waters at any time for the purpose of propagation thereof.

Sec. 22. Acting game warden.—The game and fish commission of this state may appoint any person who is a resident of the state of Wisconsin and duly appointed, qualified and acting game and fish warden or a deputy game and fish warden of the state of Wisconsin, to the office of game warden and any such person so appointed shall have and possess all the rights, powers and privileges as are by law conferred on duly appointed game wardens of this state. Residents of Wisconsin so appointed shall not receive any compensation from this state.

Sec. 23. Authority for arrests.—The executive agent of the game and fish commission and all game wardens shall have authority to arrest without a warrant, any person found violating any provision of this act.

Sec. 24. Penalty for violations.—Every person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and punished by a fine of not more than one hundred (\$100) dollars or by imprisonment in the county jail of the county in which such offense was committed for a period not to exceed three months.

Sec. 25. Chap. 65, G. L. 1909, repealed.—Chapter 65 of the General Laws of 1909 is hereby repealed.

All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Approved April 26, 1913.

CHAPTER 546—H. F. No. 733.

An Act authorizing and empowering the common councils of villages and cities and the boards of supervisors of townships to appropriate money in aid of county and district agricultural societies in certain cases.

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

Section 1. Councils of villages and cities may appropriate \$1,000 for fairs.—The common councils of villages and cities and