

*minimum assessment to any cannery in any one calendar year shall be \$50. The commissioner may, when he deems it advisable, graduate and reduce the assessment to such sum as is required to furnish the inspection and laboratory services rendered. The assessment made and the sums so collected shall be deposited in the state treasury, as other departmental receipts are deposited, but shall constitute a separate account to be known as the commercial canneries inspection account, which is hereby created, and together with moneys now remaining in said account, set aside, and appropriated as a revolving fund, to meet the expense of special inspection, laboratory and other services rendered, as provided in Sections 31.02 to 31.17 and 31.28 to 31.43. The amount of such assessment shall be due and payable on or before December 31, of each year, and, if not paid on or before February 15 following, shall bear interest after that date at the rate of seven per cent per annum, and a penalty of ten per cent on the amount of the assessment shall also be added and collected.*

[31.391] **Concrete floors.** Sec. 4. *All floors of commercial canneries hereafter shall be constructed of concrete or other water-impervious material and shall be so constructed as to permit proper washing and cleansing, and shall have sufficient slope for good drainage and a sufficient number of floor drains or gutters to insure proper and prompt removal of water and waste liquids.*

[31.392] **Canning in dwelling or basement forbidden.** Sec. 5. *No commercial canning of any food products shall be permitted in a house or dwelling or in the basement of any building.*

Sec. 6. **Repealer.** Sections 31.34 and 31.35, Minnesota Statutes 1945, are repealed.

Approved April 26, 1947.

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#### CHAPTER 559—S. F. No. 1146

*An act relating to Commercial fishing in Lake Superior, licensing and fixing open seasons thereof; and amending Minnesota Statutes 1945, Section 98.46, Subdivision 22, (a), (b) and (c); and amending Minnesota Statutes 1945, Section 102.28.*

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

98.46. Licenses; fees. Section 1. Minnesota Statutes 1945, Section 98.46, Subdivision 22 (a), (b) and (c), is hereby amended to read as follows:

- (22) To fish commercially in Lake Superior:
- (a) For a boat 18 feet or less in length, \$10.00;
  - (b) For a boat over 18 feet, but no more than 24 feet in length, \$25.00;
  - (c) For a boat over 24 feet in length, but not more than 35 feet in length, \$50.00.

Sec. 2. Minnesota Statutes 1945, Section 102.28, is hereby amended to read as follows:

102.28. Lake Superior Fishing. Subdivision 1. Herring, lake trout, ciscoes, *chubs*, northern pike or pickerel and whitefish may be taken by licensed commercial fisherman [fishermen] from Lake Superior, *in accordance with the following provisions:*

Subd. 2. *Chubs and live bait may be taken by nets not less than 1¼ inch mesh and not to exceed 1¾ inch mesh, flexible rule measure, which nets may be used throughout the year for taking bait for set lines only and when set as floats may be set in any water in Lake Superior excepting those restricted by the commissioner of conservation. When set on the bottom for taking bait, the nets must be set in water not less than 40 fathoms in depth.*

Subd. 3. No boat in excess of 35 feet in length shall be used. Nets for taking lake trout and whitefish shall be not less than 4½ inch mesh, flexible rule measure.

Subd. 4. Nets for taking herring and ciscoes shall not be less than 2¼ inch mesh and shall not exceed 2¾ inch mesh, flexible rule measure.

Subd. 5. The commissioner of conservation is hereby authorized and directed to issue special permits to duly licensed commercial fishermen not exceeding 20 in number for the purpose of taking trout and whitefish spawn during the closed season for the propagation of trout and lake trout in Lake Superior and adjacent waters under such rules and regulations as may be prescribed by him.

Approved April 26, 1947.