

Sec. 2. Section 1 is applicable only to a surviving widow who has not remarried prior to the effective date of this act and such benefits shall commence as of May 1, 1963.

Approved April 15, 1963.

CHAPTER 238—S. F. No. 478

[Coded]

An act relating to wild animals and the maintenance and licensing of shooting preserves.

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

Section 1. **[100.32] Private shooting preserves, licensing.** The commissioner of conservation is authorized and empowered to issue operating licenses or permits for shooting preserves, which shall be privately owned and operated, provided that the establishment of the preserve is determined by the commissioner to be in the public interest, and provided it be operated in accordance with the provisions hereof and subject to such rules and regulations as may be reasonably necessary to carry out the purposes of this act.

Sec. 2. **[100.33] Game available.** Game which may be released and hunted upon a licensed preserve shall be confined to pheasant, quail, chukar partridge, turkey, mallard, and black duck which have been pen hatched and raised, and such other pen hatched and raised species as the commissioner may add from time to time.

Sec. 3. **[100.34] Location and boundaries of preserves.**
Subdivision 1. For the purposes of this act, the state shall be zoned. Zone A shall consist of all that portion of the state lying north and east of the following described highways: No. 52 from Moorhead to Big Lake, No. 25 to Norwood, No. 212 to its intersection with No. 101, thence on No. 101 and No. 13 to the intersection with No. 65, thence south along highway No. 65 to Owatonna and southeast along highway No. 218 to the Iowa border. Zone B shall consist of all areas lying south and west of said line. The commissioner may, by duly published order, transfer additional areas from zone A to zone B.

Subd. 2. No license for a preserve established in zone B shall authorize the shooting of pheasants unless the commissioner shall find, after holding a public hearing in the county where the

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preserve is to be established, that there is no danger of shooting a substantial number of wild pheasants thereon.

Subd. 3. Each preserve in zone A shall contain a minimum of 100, but not more than 1,000 contiguous acres, including water area if any. Each preserve in zone B shall include a minimum of 100 acres and a maximum of 400 contiguous acres, including water area if any. Preserves confined to the releasing of ducks only may be licensed upon a minimum of 50 contiguous acres, including water area.

Subd. 4. The boundaries of licensed preserves shall be fenced and designated in such manner as shall be prescribed in the rules and regulations of the commissioner.

Sec. 4. [100.35] **License or permit; hunters' licenses; tags; records; limits.** Subdivision 1. The fee for a shooting preserve license or permit shall be \$50.

Subd. 2. The license or permit shall specify the species which may be released and taken upon the preserve.

Subd. 3. Each person hunting on any preserve shall have a hunting license as required by law for the hunting of game birds, provided that nonresidents who do not have a small game nonresident hunting license may obtain a special shooting preserve license to be issued by the state, good for the entire preserve season, to be issued at a fee identical with a small game resident hunting license.

Subd. 4. Each preserve operator may determine the persons permitted to hunt upon the preserve. Shooting preserve operators may establish their own shooting limitations and restrictions on the age, sex, and number of each species that may be taken by each person, together with the charge therefor, and regulations relative to shooting hours, provided that no such limitations or restrictions shall conflict herewith or with any authorized regulation of the commissioner.

Subd. 5. All harvested game except ducks which are marked in accordance with regulations of the United States fish and wildlife service shall be tagged with a selfsealing tag to be issued by the department at a cost of five cents. The tags shall be so numbered or otherwise identified that each preserve using them can be identified and such tag shall be maintained on each bird shot until either consumed on the premises or if removed therefrom, until actually prepared for consumption.

Subd. 6. Each shooting preserve operator shall maintain a registration book listing the names, addresses, and hunting license numbers of all shooters, the date on which they hunted, the amount

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and species of game taken, and the tag numbers affixed to each carcass. An accurate record likewise must be maintained of the total number, by species, of game raised, purchased and released, and the date and number of all species released. These records shall be open to inspection by a representative of the conservation department at all reasonable times.

Subd. 7. The commissioner shall provide by reasonable rules and regulations the minimum number of each species, authorized to be taken upon the preserve, which shall be released, and the percentage of such species which shall be permitted to be taken. He shall prescribe reasonable regulations for marking or identifying the birds to be released.

Sec. 5. [100.36] **Season upon preserves.** The season for shooting upon licensed preserves shall be from September 1 until the succeeding March 31 in the discretion of the licensee, unless the commissioner, after a public hearing upon a protest, shall determine that the season shall be curtailed because of danger to the population of wild game birds.

Sec. 6. [100.37] **Revocation of license or permit.** The commissioner of conservation may revoke any shooting preserve license or permit issued under the authority of this act when the licensee or persons he has authorized to hunt on the area shall have been convicted of a violation of any of the provisions of this act. After such revocation, a new license or permit may be issued if in the discretion of the conservation department the circumstances warrant.

Approved April 15, 1963.

CHAPTER 239—S. F. No. 635

[Not Coded]

An act relating to certain powers and duties of the town board of the town of White, in St. Louis county.

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

Section 1. **Town of White; certain powers and duties.** The town board of the town of White, in St. Louis county, in addition to all other powers and duties provided by law, shall have the power to:

Changes or additions indicated by italics, deletions by strikeout.