

such act is clearly necessary for the safety of life and property. Any person setting any fire or burning anything under such permit shall keep the permit on his person while so engaged and produce and exhibit the permit to any forest officer, when requested to do so. *No permit is required for the burning of grass, leaves, rubbish, garbage, branches and similar combustible material under the following conditions: (1) The material shall be burned within an incinerator or burner constructed of fire resistant material having a capacity of not less than three bushels and maintained with a minimum burning capacity of not less than two bushels, a cover which is closed when in use, and maximum openings in the top or sides no greater than one inch in diameter; and (2) No combustible material shall be nearer than three feet to the burner or incinerator when it is in use.*

Approved May 15, 1969.

CHAPTER 411—S. F. No. 606

An act relating to soft drinks and non-alcoholic beverages; restricting the use of trade names; amending Minnesota Statutes 1967, Section 34.11.

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

Section 1. Minnesota Statutes 1967, Section 34.11, is amended to read:

34.11 Non-alcoholic beverages; trade names; restrictions on use of trade names. ~~It shall be unlawful for any person to place his products in bottles or containers bearing any name blown in the glass or appearing thereon other than the true name, or the registered trade name, of the manufacturer; provided, however, that a beverage marketed under a registered trade name or trade mark may be placed by the manufacturer thereof under franchise, license, or permit from or under contract with, the owner and holder of the trade name or trade mark for such beverage in a bottle into which there was blown or on which there appears the name or the address of another manufacturer of such beverage provided the manufacturer who so places such beverage in such bottle affixes thereto a label or cap on which appears his name and address together with such other information as the commissioner may require; and, provided further, that a successor in interest of a beverage manufacturer may, by using label or cap as hereinbefore provided, use the bottle of his predecessor. No person shall~~

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

label or represent his soft drinks or non-alcoholic beverages by using any trademark, trade name or proprietary name other than one owned by him, unless the soft drink or beverage is marketed or sold under franchise, license, permit or contract with the owner or holder of the trademark, trade name or proprietary name.

Approved May 15, 1969.

CHAPTER 412—S. F. No. 731

An act to regulate the taking of wild animals; amending Minnesota Statutes 1967, Section 98.48, Subdivisions 4, 5, and 6.

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

Section 1. Minnesota Statutes 1967, Section 98.48, Subdivision 4, is amended to read:

Subd. 4. **Wild animals; special permits for taking.** The commissioner may issue special permits, ~~upon payment of a fee prescribed by him with or without a fee,~~ to take any ~~unprotected~~ wild animals ~~or fur bearing animals~~ from game refuges, *wildlife management areas* or state parks in accordance with rules and regulations prescribed by him.

Sec. 2. Minnesota Statutes 1967, Section 98.48, Subdivision 5, is amended to read:

Subd. 5. The commissioner may issue special permits, *with or without a fee,* to take any protected wild animals which are doing damage to private or public property, *in accordance with rules and regulations prescribed by him,* except that ~~as to beaver~~ the regular license and seal provisions shall apply *to the taking of beaver.*

Any special permit issued by the commissioner to take beaver which are doing damage to private or public property shall state the number of beaver which may be so taken under the permit.

Sec. 3. Minnesota Statutes 1967, Section 98.48, Subdivision 6, is amended to read:

Subd. 6. The commissioner may issue special permits, ~~upon payment of a fee prescribed by him with or without a fee,~~ to take muskrats from shallow marshes or sloughs when in danger of freezing

Changes or additions indicated by italics, deletions by ~~strikeout~~.