

from said court to the supreme court of the state, in like manner, and upon like proceedings, and with like effect, as from the district court, except in cases where appeals are prohibited by the charter of the city of Saint Paul. *However, in the case of conviction for a violation of an ordinance appeal may be made to the district court whereupon the defendant shall be entitled to a new trial in the district court, de novo, with or without a jury, but otherwise with all of the rights and subject to the procedures prescribed by Minnesota Statutes, Section 488.25.*

Approved April 24, 1959.

CHAPTER 682—H. F. No. 1895

An act with reference to inheritance taxes and the interest charged thereon, and amending Minnesota Statutes 1957, Section 291.15.

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

Section 1. Minnesota Statutes 1957, Section 291.15, is amended to read:

291.15 **Interest.** If such tax is not paid within 18 months from the accruing thereof, interest shall be charged and collected thereon at the rate of six percent per annum for not to exceed six years from the time the tax is due. All payments shall be applied first on interest and then upon principal.

Approved April 24, 1959.

CHAPTER 683—H. F. No. 787

An act relating to murder in the second degree and amending Minnesota Statutes 1957, Section 619.08.

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

Section 1. Minnesota Statutes 1957, Section 619.08, is amended to read:

619.08 **Murder in second degree.** Such killing of a human being, when committed with a design to effect the death of the person killed or of another, but without deliberation and premeditation, or when such killing is committed

without a design to effect the death of the person killed or of another and without deliberation or premeditation by a person attempting to commit or engaged in the commission of rape, assault with an attempt to commit rape, indecent assault, or sodomy, or any thereof, either upon or affecting the person killed or otherwise, is murder in the second degree and shall be punished by imprisonment in the state prison for *not less than 15 nor more than 40 years, except when such killing is committed by a person attempting to commit or engaged in the commission of rape, assault with an attempt to commit rape, indecent assault, or sodomy, or any thereof either upon or affecting the person killed or otherwise, in which event the punishment shall be imprisonment in the state prison for the offender's natural life.*

All offenses committed, and all penalties and punishments incurred therefor, prior to April 19, 1941, shall be prosecuted and punished in the same manner and with the same effect as if the amendment made to this section by Laws 1941, Chapter 314, Section 1, had not been passed.

All offenses committed, and all penalties and punishments incurred therefor, prior to the taking effect hereof, shall be prosecuted and punished in the same manner and with the same effect as if this amendment had not been passed.

Approved April 24, 1959.

CHAPTER 684—S. F. No. 955

An act relating to wild rice; providing for regulations of the harvesting, processing, and sale thereof and the issuance of licenses therefor; amending Minnesota Statutes 1957, Sections 84.111; 84.14; 98.46, Subdivisions 3 and 18.

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

Section 1. Minnesota Statutes 1957, Section 84.111, is amended to read:

84.111 Watercraft; methods of harvest; hours of harvest. Subdivision 1. It shall be unlawful to use, in harvesting wild rice in any public waters in this state, any water craft other than a boat, skiff, or canoe propelled by hand, which boat, skiff or canoe may have a top width of not more than 36 inches and a length of not more than 16 feet, or any machine or mechanical device for gathering or harvesting the grain