

CHANGES

—IN THE—

General Statutes of 1878,

EFFECTED BY THE

GENERAL LAWS OF 1879 AND 1881,

Arranged with reference to the Chapter and Section Amended.

SAINT PAUL:
WEST PUBLISHING COMPANY.
1883.

in force in the counties of Wabasha, Dodge, Steele, Lac qui Parle, Martin, Yellow Medicine, Lyon, Polk county, except that portion of territory organized as the town of Fossum, the Seventh Senatorial District, (Winona county,) and Goodhue county; nor in the county of Kandiyohi, save and except in the towns of Norway Lake, Colfax, Burbank, Roseville and Lake Lillian in said county, Brown, Dakota, and the north half of the town of Pilot Mound, Fillmore county, towns of Cocato and Stockholm in Wright county, and the townships in ranges twenty-two and twenty-three, in Freeborn county: *provided*, that the townships of Marshan, Ravenna and Hastings, in the county of Dakota, shall not be affected by this act: *provided*, that the provisions of this act shall not apply to the thirtieth, thirty-first, thirty-second, thirty-fifth, thirty-ninth, except Stevens county, forty-first, except Otter Tail county and Polk county, twenty-eighth, twenty-ninth, thirty-sixth and twenty-seventh senatorial districts: *and provided, further*, that nothing contained in this act shall apply to the townships of Deerfield, Medford and Aurora, in the county of Steele: *and provided, further*, that in the county of Kandiyohi, a majority of the voters of said county may determine by ballot at the next annual town meeting after the passage of this act, whether horses, mules, asses, cattle and swine shall be permitted to run at large or not in said county, and for the purpose of determining such question, those in favor of permitting the same to run at large in said county shall have written or printed, or partly written and partly printed on their ballots the words, "In favor of the running at large of horses, cattle, mules, asses and swine," and those against the running at large of such beasts shall have written or printed, or partly written and partly printed on their ballots the words, "Against the running at large of horses, cattle, mules, asses and swine." Such votes shall be canvassed and returns thereof made in the same manner that votes for county officers are canvassed and returned, and if, upon a canvass of said votes by the board of county canvassers, it shall be ascertained that a majority of the voters of said county voting upon said question at said election shall have voted for the running at large of said beasts in said county, then and in that case the provisions of chapter fifty-three (53) of the General Laws of eighteen hundred and seventy-four, and more particularly the first proviso of section two (2) of said act, shall be applicable to the different towns in said county of Kandiyohi, without regard to the provisions of section one (1) of this act. But if a majority of the voters of said county voting on said question at such election, vote against the running at large of horses, cattle, mules, asses and swine, then and in that case the provisions of section one (1) of this act shall be and remain in full force and effect in said county from and after the first (1st) day of May, A. D. eighteen hundred and eighty-one. It shall be the duty of the county auditor of said county of Kandiyohi to cause a statement of the vote on such question to be published in the official paper of said county for three (3) weeks, as soon as practicable after the same is ascertained: *provided, only*, that this act shall not apply or be in force in the towns of Burbank, Colfax, Lake Lillian, Norway Lake or Roseville, and that none of said last-mentioned towns shall be allowed to vote on such question at said election. (*As amended* 1874, c. 53, § 2; 1875, c. 122, § 1; 1876, c. 84, § 1; c. 85, § 1; 1877, c. 64, § 1; 1878, c. 16, § 1; 1881, c. 24, § 1, c. 81, § 1.)

(Section 37 applicable to town of Kerkhoven, Swift county. See *Sp. Laws* 1881.)

(Special provisions as to cattle running at large in counties of Swift, Hennepin, Wilkin, Grant, McLeod, Houston, Rice, Traverse, Clay, Winona, and Washington. See *Sp. Laws* 1881.)

CHAPTER XX.

PRESERVATION OF GAME.

*§ 1. **Season for killing game birds—penalties.** No person shall kill, or pursue with intent to kill, any woodcock, saving only during the month of July, after the third day of said month, and during the months of August, September, and October; nor any prairie hen or chicken, nor any white-breasted or sharp-tailed grouse or prairie

chickens, save only during the months of September, October, and November; nor any quail or partridge, nor any ruffed grouse or pheasant, save only during the months of September, October, and November; nor any aquatic fowl save only between the first day of September and the fifteenth (15th) day of May succeeding in any year. Any person or persons offending against any provisions of this act shall be punished by a fine of not less than five dollars nor more than fifty (50) dollars, and by the forfeiture of any and all of the above-named game birds found in his or their possession, and by the forfeiture of any gun or guns and sporting implements, and any dog or dogs in his or their possession, together with the costs of prosecution, or both, in the discretion of the court. (*As amended* 1881, c. 53, § 1.)

*§ 4. **Penalty for selling, &c., game, fish, &c., out of season.** No person shall sell or expose for sale, or have in his possession or custody or under his control, with intent to sell or dispose of, any woodcock, save only during the month of July, after the third day thereof, and during the months of August, September and October; or any white-breasted or sharp-tailed grouse, or prairie chicken, save only during the month of August, after the fourteenth day thereof, and during the months of September and October; nor any quail or partridge, save only during the months of September, October and November; nor any ruffed grouse or pheasant, save only during the months of September, October and November succeeding; nor any aquatic fowl, save only between the first day of September and the fifteenth day of May succeeding; nor any elk, deer, buck, doe or fawn, or piece of green skin, or either or any of them, save only during the months of November and December, and up to and including the fourteenth day thereof; nor any speckled, river or brook trout, save only during the months of April, May, June, July, August and September in any year; and any person or persons, whether natural person or corporation, offending against any provision of this section, shall be punished by a fine, when the property seized as hereinafter provided for shall not exceed the value of one hundred dollars, of not less than twenty nor more than one hundred dollars, or by a forfeiture of any and all the above-named game birds, animals and fish, in his or their possession, or under his or their control, together with the costs of prosecution, or both, in the discretion of the court. But in case the property so seized shall exceed one hundred dollars in value, the offender or offenders as aforesaid may be punished by a fine not exceeding five hundred dollars, or by the forfeiture as above provided, or both, in the discretion of the court. (*Id.* § 4. *as amended* 1878, c. 40, § 1, and 1879, c. 23, § 1.)

See page 303.

Note to § 9, c. 20, p. 305:

(Taking white fish, trout, or pike from Lake Superior, or streams flowing into the lake, during the spawning season. See 1881, c. 143, §§ 1, 2.)

Add to chapter 20, note on page 311, in regard to taking fish:

1879, c. 80.	1881, c. —.	Zumbro river and tributaries.
273.		Wright county.
274.		Houston county.
275.	1881, c. —.	Lake Koronis.
276.		Waverly lakes, Wright county.
277.		Washington county.
278.		Lincoln county.
279.		Meeker county.
280.		Lake Minnetonka.
281.		Rice county. (<i>Repealed</i> 1881, c. —.)
282.		Tetonka and Sakatah lakes.
283.		Thompson lake.
1881, c. —.		Lake Whipple and Lake Emily, Pope county.
		Lake Housk, Brown county.
		Goodhue county.
		Lake Elysian, Waseca county.
		Le Sueur county.