

Section 1. Fish rearing pond; construction and operation. The commissioner of conservation is authorized to construct, maintain, and operate a rearing pond for wall-eyed pike and other suitable species of fish at such suitable site as he may select near Lac Qui Parle Lake in Lac Qui Parle or Chippewa county, to construct, maintain, and operate any dam or other works or devices necessary therefor, and to acquire by purchase or gift or by condemnation as provided by law any lands, rights, or easements necessary therefor. As a condition for undertaking said project he may stipulate that contributions of money or property therefor be made in such form and amounts as he deems proper.

Sec. 2. There is appropriated to the commissioner of conservation for the purposes of section 1 the sum of \$10,000 or so much thereof as may be necessary, out of any moneys in the game and fish fund not otherwise appropriated. Any balance of said appropriation remaining June 30, 1962, shall not be canceled but shall remain available for the succeeding fiscal year.

Approved April 20, 1961.

CHAPTER 713—H. F. No. 1848

[Coded]

An act relating to the Minnesota screenings act; amending Laws 1959, Chapter 172, Section 4, as amended.

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

Section 1. Laws 1959, Chapter 172, Section 4, as amended by Laws 1961, Chapter 127, Article II, Section 6, is amended to read:

Sec. 4. [21.74] Exceptions. The provisions of section 3 shall not apply to:

(1) Agricultural seeds and grains, or screenings, not intended for feeding purposes;

(2) Weed-seed infested agricultural seeds and grains, or screenings, being transported upon any public highway to or from a cleaning or processing establishment for cleaning or processing, which same are carried or transported in such vehicles or containers as will prevent the leaking or scattering thereof;

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

(3) Weed-seed infested agricultural seeds and grains, or screenings, which have first been devitalized by grinding, heating, chemical treatment, or any other suitable method;

(4) The sale of weed-seed infested agricultural seeds and grains, or screenings, to each other by jobbers, manufacturers, or processors who mix or grind concentrated commercial feeding stuff for sale; provided that the restrictions applying to this section, clause (2), are complied with;

(5) The sale of weed-seed infested agricultural seeds and grains, or screenings, by any vendor to a consumer, provided that the restrictions set forth in clauses (2) and (3) of this section are complied with. However, where the vendor is not equipped to devitalize weed seeds, the vendor may sell weed-seed infested agricultural seeds, grains, or screenings only to a consumer who holds a permit issued by the commissioner for such a purchase. The commissioner shall issue such a permit annually to a consumer only if the consumer has the necessary facilities for devitalization, as determined by the commissioner, or has access to such facilities. The consumer shall devitalize such weed-seed infested agricultural seeds, grains, or screenings. The commissioner may revoke a permit after due notice and a hearing if the consumer does not comply with the provisions of this clause. *The provisions of this clause do not apply to a farm auction. "Farm auction" for the purpose of this clause means the final sale at auction of the personal property of the farmer to the to the highest bidder; and*

(6) Weed-seed infested agricultural seed and grains or screenings, produced by the farmer and fed on his own farm, provided it does not contain restricted weed seeds in excess of the legal limit.

Approved April 20, 1961.

CHAPTER 714—H. F. No. 1869

[Coded]

An act relating to the membership of cities, villages, boroughs and counties in state and national associations and authorizing appropriation of money therefor; repealing Minnesota Statutes 1957, Section 382.29.

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