

(3) If the state superintendent upon receipt of such report endorsed with the approval of the county superintendent shall be satisfied that the district has complied with the statutes governing the apportionment of the state and county school funds to districts and with the provisions of this section, he shall certify to the secretary of state the amount of aid due such district, said amount to be determined as follows: To the amount of state and county school fund apportionment received by the district during the preceding year shall be added an amount equal to one-half of one per cent of the assessed valuation of the district. The sum of these items shall be deducted from the amount required to pay the salary of the teacher or teachers at the minimum rate prescribed by law for the time school was maintained by the district but in no case to exceed eight months, including legal holidays. The balance remaining after such deduction shall be the amount of aid to which the district shall be entitled. The secretary of state shall thereupon draw a warrant in favor of the treasurer of the district for a sum equal to the amount thus certified.

(4) The provisions of this section shall not be construed to prevent any district from receiving state aid in accordance with the provisions of section 40.13 upon compliance with the provisions of said section.

SECTION 3. Subsection (1) of section 20.25 is amended to read: (20.25) (1) Annually, such sums as may be necessary, for state aid to rural schools as provided in sections 40.13 40.135, and 40.14. *Provided the state aid granted under section 40.135 shall not exceed fifteen thousand dollars in any one year.*

SECTION 4. This act shall take effect July 1, 1919.

Approved July 23, 1919.

No. 628, A.]

[Published July 26, 1919.

CHAPTER 623.

AN ACT to create section 29.385 of the statutes, relating to open season for mussels.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. A new section is added to the statutes to read: 29.385 (1) Mussels, not less than one and three-fourths inches in greatest dimensions, including the pearly fresh water mussel or clam, or naiad and the shells thereof, may be taken and possessed in any quantity at any time, in the manner hereafter described, in any of the waters of this state except those duly

closed by the conservation commission, provided a license so to do shall first be obtained from the conservation commission. Such mussels may be bought, sold or transported at any time.

(2) The conservation commission may, when in its judgment the conservation of the mussel resources of the state requires it, prescribe areas from which mussels may not be taken for a specified period of not to exceed five years, such closed areas not to exceed over one-half the mussel producing waters of the state at the same time. All orders of the conservation commission prescribing such closed areas shall be published once in a newspaper qualified to publish legal notices within each county having waters within its boundaries affected by such orders, and shall take effect at the time fixed therein, but not earlier than thirty days after publication. The conservation commission may, when in its judgment conditions warrant it, vacate, modify or extend any such order. No mussels shall be taken from waters included in any area so closed by the conservation commission.

(3) Such license shall be procured from the conservation commission and may be issued to a resident or nonresident. It shall be in such form as the commission may determine, but shall state what waters have been closed by the action of the conservation commission to the taking of mussels, and whether the licensee is a resident of this state. The applicant shall pay to the conservation commission as a license fee, if a resident, the sum of five dollars, and if not a resident, the sum of fifty dollars. All licenses shall expire on the thirty-first day of December following. Licensees, when taking mussels, shall exhibit their licenses to any conservation warden upon his request.

(4) Not more than one boat or rig may be used for taking mussels. An additional boat for towing may be used when no mussel taking apparatus is attached thereto. Not more than four crow-foot bars, or bars having hooks attached thereto adapted for the taking of mussels, shall be had in possession by a licensee while taking mussels at any one time, and not more than two of such crow-foot bars shall be placed in the water by a licensee while taking mussels, at any one time. No crow-foot bar of more than twenty feet in length shall be used. Pitchforks may be used in gathering clam shells. Undersized mussels, except pigtoes, shall be returned to the water without injury. No person shall take, catch or kill any mussels in any of the waters of this state at any time with the use of a dredge or by the use of any device except a crow-foot bar.

(5) Written reports shall be made to the conservation commission on blanks prepared by it on or before December thirty-

first, by each person to whom a license to take mussels has been issued, stating the total weight of mussels taken under authority of such license, the names and locations of the waters from which such mussels were taken, and the total amount received for the mussels sold.

(6) Persons duly authorized by the state of Minnesota to take mussels from waters forming a common boundary between Wisconsin and Minnesota may take mussels from that portion of said waters within the jurisdiction of Wisconsin and not closed by action of the conservation commission, without having first procured a license therefor from the state of Wisconsin, provided that the laws of Minnesota extend a similar privilege to persons licensed by Wisconsin to take mussels.

SECTION 2. There shall be a close season for clams in all inland waters of the state, not including boundary waters, extending from March first to May twenty-ninth, in each year.

SECTION 3. This act shall take effect upon passage and publication.

Approved July 23, 1919.

No. 112, S.]

[Published July 26, 1919.

CHAPTER 624.

AN ACT to amend section 1175 of the statutes, relating to application for tax deed.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 1175 of the statutes is amended to read: Section 1175. Whenever any lot or tract of land which has been or shall hereafter be sold for taxes shall have been in actual occupancy or possession of any person, other than the owner and holder of the certificate of such tax sale or some person holding under him, for the period of thirty days or more, at any time within the six months immediately preceding the time when the tax deed upon such sale shall be applied for, *or whenever the records in the office of the register of deeds show that any lot or tract of land is incumbered by an unsatisfied mortgage and show the post-office address of the mortgagee or if the same has been assigned, the post-office address of the assignee, such deed shall not be issued unless a written notice shall have been served upon the owner or upon such occupant and upon such mortgagee or if said mortgage has been assigned then upon such assignee* by the holder of such certificate at least three months prior thereto, stating that he is the owner of such certificate and setting forth