

H. F. No. 50.

CHAPTER 96.

To amend Sec.
8 Chap. 168
G. L. 1889.

An act to amend section eight (8) of chapter one hundred sixty-eight (168) of the general laws of eighteen hundred and eighty-nine (1889) relating to the drainage of lands.

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

SECTION 1. That section eight (8) of chapter one hundred and sixty-eight (168) of the general laws of eighteen hundred and eighty-nine (1889) be, and the same is hereby amended by adding thereto at the end thereof the following proviso; that is to say:

Owner required
to construct
ditch.

"And provided further, that when any person or corporation owning any lands through which such ditch will pass, and whose said lands will be benefited thereby, shall refuse or neglect to construct in a proper manner such part of said ditch, it shall be the duty of the town clerk of the town in which such ditch is, to serve notice on such person or corporation, as summons in civil actions are served, requiring such person or corporation to construct such part of said ditch within sixty (60) days from the date of the service of said notice, and if such person or corporation shall neglect or refuse to properly construct such part of said ditch within the said sixty (60) days then it shall be the duty of the town supervisors to have such part of such ditch properly constructed, and the cost of such construction, including one (1) dollar for service of the notice by the town clerk shall be audited by the board of supervisors after not less than five (5) days' notice to the owner or occupant of said lands, of the time and place when and where the board will meet for such purpose, and the amount so audited and allowed shall be paid out of the town treasury and shall be certified by the town clerk to the county auditor of the proper county, which amount shall be by said auditor placed upon the tax duplicate against said land, and collected as other taxes are collected, and when so collected, the same, with costs, interest and penalties, shall be paid into the town treasury of the proper town."

Tax.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved April 22nd 1895.