

CHAPTER 315.

S. F. No. 500..

An act to amend chapter two hundred and fifty-eight of the General Laws of Minnesota for nineteen hundred and one, and any acts amendatory thereof, being "an act providing for the drainage of lands in certain cases, prescribing the powers and duties of county commissioners and other officers in the premises, and appropriating funds for the payment of assessments against state lands affected thereby, and prescribing penalties for the violation thereof, and repealing certain acts therein mentioned and referred to," as said chapter is amended by chapter thirty-eight of the General Laws of Minnesota for nineteen hundred and two; said chapter thirty-eight being an act to amend chapter two hundred and fifty-eight of the General Laws of nineteen hundred and one.

Drainage.

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

SECTION 1. That section seventeen of chapter two hundred and fifty-eight of the General Laws of Minnesota for nineteen hundred and one, being "an act providing for the drainage of lands in certain cases, prescribing the power and duties of county commissioners and other officers in the premises, and appropriating funds for the payment of assessments against state lands affected thereby, and prescribing penalties for the violation thereof, and repealing certain acts therein mentioned and referred to," as said section seventeen is amended by section ten of chapter thirty-eight of the General Laws of Minnesota for nineteen hundred and two, being an act to amend chapter two hundred and fifty-eight of the General Laws of nineteen hundred and one, be and the same is hereby further amended to read as follows:

Section 17. The board of county commissioners of each and every county wherein any such ditch is proposed to be wholly or partly located and established, are hereby authorized to issue the bonds of their respective counties in such amount as may be necessary to defray in whole or in part the expense incurred or to be incurred in locating, constructing and establishing so much of any such ditch as may be located within such county; or in such relation to such county as to affect lands therein within the terms of this act. The word "expenses" shall be construed to mean and to cover every item of cost of said ditch from

County commissioners of each county authorized to issue bonds.

Expenses defined.

its inception to its completion, and all fees and expenses to be incurred in pursuance thereof.

Such bonds shall be payable at such time or times—not to exceed ten years from their date—and shall bear such rate of interest—not to exceed 6 per cent per annum—payable annually or semi-annually, all as the board of county commissioners shall by resolution determine.

Each bond shall contain a recital that it is issued by authority of and in strict accordance with the provisions of this act, and shall be signed by the chairman of said board and countersigned by the county auditor, who shall keep a record thereof.

Said board shall have power to negotiate said bonds as they shall deem for the best interest of said county, but not for less than their par value. The proceeds from the sale of all such bonds shall be placed in a general ditch fund, which is hereby created.

Such board shall provide moneys for the payment of the principal and interest of said bonds as they severally mature, which moneys shall be placed in the general ditch fund into which fund they may transfer any surplus moneys remaining in the general revenue fund or other funds of the county which can properly be used for the purposes of this act, into which fund shall also be paid all moneys received from the payment of any liens created under the provisions of this act.

SEC. 2. Amend section 20 of said chapter 258, General Laws of 1901, so as to read:

Amount that such tract is liable for to bear interest from time of filing in register of deeds office.

Section 20. The amount that each tract of land, public or corporate road or railroad shall be liable for on account of the location, construction and establishment of any ditch or ditches under the provisions of this act shall bear interest from the date of the filing of the auditor's statement in the register of deeds' office at the rate of six per cent (6 per cent) per annum until paid; *provided* that when bonds are issued by the county for the construction and establishment of such ditch the same rate of interest shall be charged as said bonds so issued bear, and said interest shall constitute an additional lien on said lands or roads until fully paid, which said interest when about to be paid shall be computed by the auditor.

Interest is an additional lien.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved April 21, 1903.