

meeting, after reading and disposing of the annual report, may by resolution increase or decrease the compensation of town officers, not to exceed 50 per cent.' "

Approved April 21, 1933.

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#### CHAPTER 412—H. F. No. 892

*An act to protect certain public waters and lands adjacent thereto owned by the State of Minnesota.*

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

Section 1. **Control of shore lines.**—That in order to preserve shore lines, rapids, waterfalls, beaches, and other natural features in an unmodified state of nature, no dam and no addition to any existing dam shall hereafter be constructed in or across any public stream or body of water within or bordering upon those portions of the area of Cook, Lake, and St. Louis Counties designated in the Act of Congress of July 10, 1930, (Chapter 880) and no alteration of the natural water level or volume of flowage of any such stream or body of water shall be made and no easement for flooding or overflowing or otherwise affecting lands of the State of Minnesota adjacent thereto shall be granted, unless and until specific authority shall have first been obtained by Act of the Legislature of the State of Minnesota: Provided, that with the written approval and consent of the Department of Conservation, together with the signed authority of the Executive Council of the State of Minnesota, dams for public recreational uses or dams essential for logging or for logging reservoirs that do not exceed 100 acres in extent may be constructed to maintain temporarily water levels not higher than the normal high water mark: Provided, however, that every such approval shall be subject to suitable charges, time limitation, and other conditions designed fully to protect the public interest in the intent of this Act. Provided further, that the provisions of this Act shall not apply to that portion of any proposed development for water power purposes now or heretofore actually occupied and maintained by any applicant for license to make such development under the terms of the Federal Water Power Act if the application for such license was pending on or before January 1, 1928. Such occupancy is hereby legalized and confirmed and such occupant is hereby granted the right to occupy and use for water power purposes, and so long

as required and used for such purposes, the state lands and waters now or heretofore so occupied and used up to an elevation not exceeding 2 feet above the lowest crest of the spillway or overflow dam of such occupant as now constructed; provided that no water control structures shall be used higher than those now or heretofore used. The occupant shall pay to the state annually reasonable compensation for the use of the state lands affected, to be determined by the Commissioner of Conservation after investigation. The occupant shall comply with the following requirements: (1) to pay the State within ninety days after the passage of this Act for all merchantable timber heretofore killed by such development at treble prevailing stumpage prices at the time such timber was killed; (2) to pay the State promptly reasonable compensation for any further damage to state lands or timber heretofore or hereafter caused by such development, other than such as is covered by the compensation paid for the use of the lands as hereinbefore provided; (3) within one year after the passage of this Act to clear all state lands subject to flooding of all timber and brush so far as not already cleared.

**Sec. 2. Violations a misdemeanor.**—Any person who shall wilfully or knowingly violate any of the provisions of this Act or of any order made thereunder by the Department of Conservation shall be guilty of a gross misdemeanor.

Approved April 22, 1933.

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#### CHAPTER 413—S. F. No. 978

*An act to appropriate money for expenses of the State Government, and salaries of officials and clerks thereof, and for other purposes, prescribing present and future regulations and limitations relative to, and expenditures of certain portions thereof, including certain appropriations from the Trunk Highway Fund, from the Game and Fish Department Funds, and from certain other funds, and prescribing certain reductions and limitations as to monies hereby appropriated, and as to other funds available for governmental activities of the State; to extend balances of appropriations heretofore made and to authorize the executive council to borrow money in certain cases.*

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