

submit, prior to the time the levy for county road and bridge purposes is made, a recommendation with estimates of cost, of work which he considers necessary or advisable for the following year.

Sub. 5. Same—reports to county board and commissioner of highways.—Within 30 days after the completion of a construction job, and once each month on other work, he shall submit a report thereof to the county board and to the commissioner of highways, and shall submit such other reports as the rules and regulations of the commissioner of highways shall require.

Sub. 6. Same—annual report to county board and commissioner of highways.—On or before January 1st, of each year the county highway engineer shall prepare a complete report covering the highway work of the county, and submit one copy to the county board and one copy to the commissioner of highways.

Sub. 7. Same—road and highway duties of other county engineers or surveyors transferred to.—In all cases where any other engineer or surveyor is now charged by law with, duties in connection with, and supervision of road or highway work for the county he is hereby relieved at the expiration of his present term, and the county highway engineer at that time is expressly charged with, and he shall then assume such duties, provided that the duties of the county highway engineer as specified in this section shall be performed by the county surveyor in all counties in the state having a population of not less than 225,000 or more than 400,000, provided, however, this act shall not apply to any county whose population according to the 1930 Federal census was not less than 24,000 nor more than 26,000, and whose valuation was not less than \$7,500,000 nor more than \$9,000,000, exclusive of monies and credits and exclusive of homestead exemptions and which counties contain not less than 40 nor more than 45 full and fractional townships."

Approved April 15, 1937.

CHAPTER 233—H. F. No. 622

An act authorizing all cities, however organized, or any villages, boroughs, towns, counties, school districts or any board thereof to acquire recreational facilities and operate programs of public recreation and playgrounds.

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

Section 1. Municipalities may acquire and operate recreational facilities.—Any city, however organized, or any village, borough, town, county, school district, or any board thereof may operate a program of public recreation and playgrounds; acquire, equip and maintain land, buildings or other recreational facilities; and expend funds for the operation of such program pursuant to the provisions of this act, provided, however, that the provisions of this act shall not apply to any municipality coming within the provisions of chapter 29 extra session laws of 1935.

Sec. 2. May act independently or cooperatively.—Any city, however organized, or any village, borough, town, county, school district, or any board thereof may operate such a program independently, or they may cooperate in its conduct and in any manner in which they may mutually agree; or they may delegate the operation of the program to a recreation board created by one or more of them, and appropriate money voted for this purpose to such board. In the case of school districts the right to enter into such agreements with any other public corporation, board or body, or the right to delegate power to a board for operating a program of recreation, shall be authorized only by a majority vote cast at an annual school election, provided that expenditures for this purpose shall not be included under maintenance cost in the computation of supplemental aid to the local school district as provided by Section 3030, Mason's Minnesota Statutes for 1927 as amended.

Sec. 3. Location of activities.—Any corporation, board, or body hereinbefore designated, given charge of the recreation program is authorized to conduct its activities on

- (1) property under its custody and management;
- (2) other public property under the custody of any other public corporation, body, or board, with the consent of such corporations, bodies, or boards;
- (3) private property, with the consent of its owners; and
- (4) shall have authority to accept gifts and bequests for the benefit of the recreational service and employ directors and instructors of recreational work.

Sec. 4. State board of education to establish qualifications.—In all cases where school funds or property are utilized, the state board of education shall:

- (1) Establish minimum qualifications of local recreational directors and instructors;
- (2) Prepare or cause to be prepared, published and distributed adequate and appropriate manuals and other materials as it may deem necessary or suitable to carry out the provisions of this act;

Sec. 5. **Recreation program to be for education purposes.**—The facilities of any school district, operating a recreation program pursuant to the provisions of this act, shall be used primarily for the purpose of conducting the regular school curriculum and related activities, and the use of school facilities for recreation purposes authorized by this act shall be secondary.

Approved April 15, 1937.

CHAPTER 234—H. F. No. 1173

An act providing for a compact between the states of North Dakota, South Dakota and Minnesota, authorizing the creation of a Tristate Waters Commission with power to study the utilization and control of the waters of that portion of the drainage basin of the Red River of the North lying within North Dakota, South Dakota and Minnesota and to utilize and control the waters of the Red River of the North lying within North Dakota, South Dakota and Minnesota.

WHEREAS, the states of North Dakota, South Dakota and Minnesota share the drainage basin of the Red River of the North and have a common interest in the most advantageous utilization of the waters of this drainage basin, in the control of the flood waters of this area, and in the prevention of pollution of these public waters, and

WHEREAS, action by individual states is inadequate to effectuate these purposes in a manner most advantageous to the common welfare of the people living in this drainage basin, and

WHEREAS, the only manner in which effective action can be taken with reference to these purposes is to create by compact between the said three states an interstate authority vested with sufficient power, and

WHEREAS, such an authority can best be created by the passing by the legislatures of each of said states of substantially identical bills providing for the creation of such an interstate authority.

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

Section 1. **Tri-State waters commission created.**—The State of Minnesota does hereby enter into a compact with the states of North Dakota and South Dakota whereby it agrees to cooperate with said states in carrying out the following terms and conditions :

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