

CHAPTER 467—H. F. NO. 638

An act to provide for the establishment of a Judicial Council and for the appointment of its members, and to appropriate money for its purposes.

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

Section 1. **Judicial council created.**—A Judicial Council is hereby created for the continuous study of the organization, rules and methods of procedure and practice of the judicial system of the state, and of all matters relating to the administration of said system and its several departments.

Section 2. **Membership in Judicial Council.**—The Judicial Council shall consist of the Chief Justice of the Supreme Court, or some other Justice or former Justice, appointed from time to time by the Chief Justice for such service; two Judges or former Judges of the District Court, to be designated, or who shall have been designated by the Judges of the District Court in annual meeting assembled; one Judge or former Judge of Probate, similarly designated by the Judges of Probate; and seven other persons appointed by the Governor, one of whom shall be a Judge of a Municipal Court, and not less than four of the others shall be attorneys at law of wide practical experience. Of the seven members first appointed by the Governor, two shall be appointed for a period of one year, two for a period of two years, and three for a period of three years. All appointments made thereafter shall be for a term of three years and until their successors shall qualify, except that in the case of a vacancy, the appointment shall be made to fill the unexpired term.

Section 3. **Shall report to governor.**—The Judicial Council shall report annually on or before December 1st, to the Governor, upon the work of the various branches of the judicial system. It may also from time to time submit, for the consideration of the several courts and judges, such suggestions in regard to rules of practice and in regard to procedure as it may deem advisable.

Section 4. **Expenses of Judicial Council.**—No member of the Judicial Council shall receive any compensation for his services, but the Judicial Council shall be allowed, out of any appropriations made for the purpose, expenses for clerical and other services, and the members of the Judicial Council shall be allowed such expenses as the Governor shall approve.

Section 5. **Appropriation.**—There is hereby appropriated from any moneys in the State Treasury, not otherwise appropriated, the sum of \$1,000.00 for each of the fiscal years ending June 30, 1938, and June 30, 1939, for the purpose of carrying out the provisions of this Act.

Section 6. **Effective July 1, 1937.**—This Act shall take effect on July 1, 1937.

Approved April 26, 1937.

CHAPTER 468—S. F. NO. 1218

An act to declare the policy of the state to control, so far as practicable, the appropriation and use of surface and underground waters of the state; to control the construction, reconstruction, repair and removal of dams and water-way obstructions and reservoirs in any of the waters of the state; to devise and develop a general water resources conservation program for the state; to provide for hearings on application for permits and to grant permits to appropriate and use the waters of the state and to construct, reconstruct, repair or remove dams and water-way obstructions and reservoirs; to investigate or examine any existing reservoir, dam or water-way obstruction; to make such rules and regulations to enforce the purposes of this act; to provide for appeals from any determination of the commissioner, and to provide penalties for violating the provisions of this act.

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

Section 1. Declaration of purpose.—In order to conserve, protect and utilize the water resources of the state, in accordance with the best interests of the people of the state, it is hereby declared to be the policy of the state that, subject to existing rights, all waters in streams and lakes wholly within the state and such portions of all boundary streams and lakes as lie within the state, whether meandered or nonmeandered which are navigable in fact shall be public waters and that the state, so far as practicable, shall control the appropriation and use of surface and underground waters of the state. It is also declared to be the policy of the state for the purpose of promoting the public safety and welfare, to control and supervise so far as practicable, the construction, reconstruction, repair, removal and abandonment of dams, reservoirs and all other control structures in any of the waters of the state.

Section 2. Commissioner of conservation to make investigation.—For the purpose of enforcing the provisions of this act, the commissioner of conservation of the State of Minnesota hereinafter referred to as the commissioner, by and with the approval of the conservation commission, shall be authorized and empowered