

held or used by the state, together with other material elements of value;

(3) No public waters shall be taken, damaged, or impaired except as otherwise expressly authorized by law, and no provision of any other law for the protection or conservation of such waters shall be abridged or superseded by the provisions hereof.

Subd. 3. In determining benefits to any such land or water area in any such proceeding for the purpose of levying assessments therefor or offsetting the same against damages, due consideration shall be given to the value of the premises for the purposes for which the same are held or used by the state, together with other material elements of value.

Subd. 4. Any sums paid to the state on account of taking or damaging any such land or water area in any such proceeding shall be credited to the proper funds for acquisition, development, or maintenance of such areas, and such sums are hereby appropriated to the commissioner of conservation therefor, to remain available until expended.

Subd. 5. Assessments for benefits made against any such area in any such proceeding shall be paid out of any funds appropriated and available therefor as provided by law.

Approved April 22, 1955.

CHAPTER 682—S. F. No. 638

An act relating to powers of the county board to appropriate money from the county road and bridge fund; amending Minnesota Statutes 1953, Section 162.02.

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

Section 1. Minnesota Statutes 1953, Section 162.02, is amended to read:

162.02 Road and bridge fund, appropriation for bridges. When the council of any village, borough, or city of the third or fourth class, may determine that it is necessary to build or improve any bridge or bridges, including approaches thereto, and any dam or retaining works connected therewith, upon or forming a part of streets or highways either wholly or partly within its limits, the county board shall appropriate *one-half* of such money as may be necessary therefor from the county road and bridge fund, not exceeding during any year *one-half*

the amount of taxes paid into the county road and bridge fund during the preceding year, on property within the corporate limits of such village or city. Such appropriation shall be made upon the petition of the council, which petition shall be filed by the council with the county board prior to the fixing by the board of the annual county tax levy. The county shall determine the plans and specifications, shall let all necessary contracts, shall have charge of construction, and, upon its request, warrants in payment thereof shall be issued by the chairman of the board and the county auditor, from time to time, as the construction work proceeds. Any unpaid balance may be paid or advanced by the village or city. On petition of the council, the appropriations of the county board, during not to exceed three successive years, may be made to apply on the construction of the same items and to repay any money advanced by the village or city in the construction thereof. This section shall not limit the authority of the county board to appropriate and expend money under the provisions of section 162.01. None of the provisions of this section shall be construed to be mandatory as applied to any village or city whose assessed valuation exceeds \$500 per capita of its population.

Approved April 22, 1955.

CHAPTER 683—S. F. No. 672

[Not Coded]

An act relating to state parks; authorizing the commissioner of conservation to purchase certain parcels of land, as additions thereto; appropriating money therefor.

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

Section 1. State parks, purchase of additional lands; appropriation. The Commissioner of Conservation is authorized to acquire by purchase the tracts of land herein described as additions, to the following state parks, and at a price not to exceed the price designated.

(1) Addition to Gooseberry Falls State Park in Lake County, approximately 2.6 acres described as follows:

Starting at a capped iron pipe set in concrete on the Northeast corner of Gov. Lot 2, Sec. 27, Township 54 N, Range 9W in Lake County, Minnesota thence 416 feet more or less in a Southwesterly direction along shore of Lake Superior, thence 178 feet more or less in a Northwesterly direction to an iron marker, thence continuing 570 feet more or less on same line in