

stenographer as reporter of the court, to hold office during his pleasure, and to act as his secretary in all matters pertaining to his official duties. Such reporter shall give bond to the state in the sum of \$2,000, to be approved by the judge appointing him, conditioned for the faithful and impartial discharge of all his duties, which bond, with his oath of office, shall be filed with the clerk in the county in which the judge resides.

Whenever the official reporter so appointed, because of sickness or physical disability, is temporarily unable to perform his duties, the judge of the court affected may, if another official court reporter is not available, secure for the temporary period of disability of the official court reporter, another competent reporter to perform such duties for not to exceed 60 days in any calendar year. The substitute court reporter so appointed shall receive as salary an amount equal to the salary of the official court reporter for the period of time involved and shall also receive in addition thereto his expenses and fees provided by sections 486.05 and 486.06. The salary of such substitute reporter shall be paid in the manner now provided by law for the payment of the salary of the official court reporter. The substitute court reporter shall not be required to furnish bond, unless ordered by the judge to do so. The employment of and the compensation paid to such substitute reporter shall in no way affect or prejudice the employment of and the compensation paid to the official court reporter of said court.

Approved April 23, 1955.

CHAPTER 771—S. F. No. 902

An act relating to the duties and functions of the director of the division of waters, amending Minnesota Statutes 1953, Section 105.40.

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

Section 1. Minnesota Statutes 1953, Section 105.40, is amended to read:

105.40 Director; qualifications, duties. *Subdivision 1.* The director of the division of waters of the department of conservation shall be a registered professional engineer, skilled in hydraulics. Under the direction of the commissioner, he shall make the surveys and engineering investigations required by sections 105.37 to 105.55 and perform the following duties.

Subd. 2. A complete copy of all preliminary and final engineers' maps, plans and reports on all public ditches hereafter initiated in the state shall be filed in the office of the director by the respective county auditors or clerks of district court, and the director shall report thereon to the county boards of commissioners or judges of the district court, as required by the county and judicial ditch laws of this state.

Subd. 3. Upon request by any county board or judge of the district court or engineer on any public ditch, the director shall advise them relative to any engineering questions or problems arising in connection with any public ditch.

Subd. 4. When any field survey or investigation of any public ditch is deemed necessary by the director or is requested in writing by the county board or district judge, the director may make the same. If the field survey or investigation be made at the request of the board or judge, the expense thereof shall be reported to the board or court and paid by the county as are other ditch expenses.

Subd. 5. The director is authorized to prepare and publish run-off data and information as to the capacity of tile drains and open ditches within the state together with forms of specifications for drain tile, open ditches and ditch construction and standard procedural forms for public ditch proceedings, and to furnish the same to engineers and public officials for their advice and information.

Subd. 6. The director is authorized to investigate the methods employed in the manufacture of drain tile and the causes of any failure thereof, and to conduct research and experimentation for the purpose of improving the quality of drain tile. He may make inspections and tests of manufacturing processes and materials used and the resultant product in any manufacturing plant in the state where drain tile is made and sold to the general public. The director, or his authorized representative, shall have free access to all such manufacturing plants for the purpose of such inspections and the results thereof shall be made public for the information of officials concerned in public ditch proceedings, tile manufacturers, and others interested in the use of drain tile.

Subd. 7. *The director shall perform such engineering work as may be requested by the state water policy board, and shall appear in all hearings and proceedings before the state water policy board affecting waters within the state.*

Subd. 8. *The director shall cooperate with all agencies and departments of the state and federal government relating*

to projects or works of improvement affecting waters within the state and shall make recommendations to the agencies involved and to the governor as to the desirability, feasibility and practicability of such proposed projects and works of improvement.

Subd. 9. The director is authorized to purchase such technical and scientific equipment as may be necessary to perform the functions and discharge the duties of his office.

Subd. 10. No contract or agreement shall be made by any department or agency of the state or any municipality with the United States or any agency or department thereof, for the collection of basic data pertaining to surface or ground waters of the state without first securing the written approval of the director.

Subd. 11. The director is authorized to formulate rules and regulations so as to standardize the forms and sizes of maps, plats, drawings and specifications in public drainage proceedings and proceedings and undertakings pertaining to public waters of the state.

Subd. 12. All moneys appropriated to the commissioner of conservation or the department of conservation for the use of the division of waters or the director thereof, to conduct hydrologic studies, shall remain available until expended.

Subd. 13. The director may appear for the state in any matter or proceeding affecting waters within the state, including boundary waters, for the purpose of furnishing hydrologic and hydraulic engineering advice and information in connection therewith.

Sub. 14. The director, with the approval of the commissioner, may make cooperative agreements with and cooperate with any person, corporation or governmental authority for the purpose of effectuating the provisions of this section.

Approved April 23, 1955.

CHAPTER 772—S. F. No. 903

An act relating to auxiliary forests; amending Minnesota Statutes 1953, Section 88.48, Subdivision 4; Section 88.49, Subdivision 2; Section 88.52, Subdivision 3.

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