

board, in the case of a system lying wholly within one county, or from the district court that originally ordered the construction, in the case of a system extending into two or more counties. Any person desiring to so utilize an existing ditch shall petition the board or court. Upon filing the petition, the auditor, or clerk with the approval of the judge, shall fix a time and place for hearing thereon and shall give notice of the hearing by mailed notice and publication. *Such auditor or clerk shall receive for mailing such notice, a fee of \$5 plus ten cents for each notice in excess of ten.* Upon the hearing the board or court shall consider the capacity of the outlet ditch and, if consent be given to construct the ditch or ditch system, shall fix by order the terms and conditions for the use of the ditch as an outlet and shall fix the amount that shall be paid therefor. No private ditch or ditch system shall be constructed using the ditch as an outlet until the sum fixed by the order is paid by the petitioner to the county treasurer of the county wherein petitioner's property is located. The amount so fixed for an outlet charge for any proposed public ditch or ditch system shall be deemed a part of the cost of such proposed ditch or ditch system to be paid by assessment against the lands and properties benefited by the proposed ditch or ditch system, as provided by section 106.341, and credited to the fund of the existing ditch. The order shall also describe the property to be benefited by the ditch or ditch system and shall fix the amount of benefits to such property for the outlet. The property so benefited, shall be liable for assessments thereafter levied in such ditch system, on the basis of the benefits so found, the same as though such benefits had been determined in the original order establishing the ditch.

Approved April 24, 1959.

CHAPTER 584—H. F. No. 1755

[Not Coded]

An act authorizing Independent School District No. 319 (Nashwauk-Keewatin) to issue certain certificates of indebtedness upon majority vote of the members of the school board.

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

Section 1. **Certificates of indebtedness.** Independent School District No. 319 (Nashwauk-Keewatin) may issue cer-

tificates of indebtedness under Minnesota Statutes, Section 275.12, Subdivision 1, upon the majority vote of the members of the school board of said district.

Sec. 2. This act shall become effective upon its approval by majority vote of the members of the school board of said district.

Approved April 24, 1959.

CHAPTER 585—H. F. No. 1097

[Not Coded]

An act authorizing the state treasurer, upon request of the commissioner of public welfare to convey certain lands owned by the State of Minnesota and located in Phillips and Wheatland counties, Montana and Polk county, Minnesota, and appropriating money therefor.

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

Section 1. Conveyance of state land. The state treasurer, upon request of the commissioner of public welfare, and upon a price which shall be fixed by the state board of investment is hereby authorized to sell and convey by proper deed the following described real property situated in Phillips county, Montana and described as: The Northwest Quarter of the Northwest Quarter (N.W. $\frac{1}{4}$ of N.W. $\frac{1}{4}$), East One-half of Northwest Quarter (E. $\frac{1}{2}$ of N.W. $\frac{1}{4}$), North One-half of Southwest Quarter (N. $\frac{1}{2}$ of S.W. $\frac{1}{4}$), North One-half of Southeast Quarter (N. $\frac{1}{2}$ of S.E. $\frac{1}{4}$), Southwest Quarter of Southeast Quarter (S.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$), all in Section Twenty-eight (28), Township Twenty-nine (29), Range Thirty-one (31) East, and the West One-half of West One-half (W. $\frac{1}{2}$ of W. $\frac{1}{2}$) Section Twenty-eight (28), Township Thirty-two (32) North, Range Twenty-eight (28) East, and the East One-half of the East One-half (E. $\frac{1}{2}$ of E. $\frac{1}{2}$) Section Twenty-nine (29), Township Thirty-two (32) North, Range Twenty-eight (28) East: Also that real estate located in Wheatland county, Montana and described as follows: West One-half of Southwest Quarter (W. $\frac{1}{2}$ of S.W. $\frac{1}{4}$), Southeast Quarter of Southwest Quarter (S.E. $\frac{1}{4}$ of S.W. $\frac{1}{4}$) and Southwest Quarter of Southeast Quarter (S.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$), all in Section Two (2) Township Eight (8) North, Range Thirteen (13) East: Also real estate located in Polk county, Minnesota and described as follows: All of Section Thirty-three (33) in Town-