

of state for the motor vehicle division for the fiscal year ending June 30, 1961.

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

Section 1. Secretary of state, appropriation. There is appropriated to the secretary of state a sum of \$53,102 or so much thereof as may be necessary from the highway user tax distribution fund in the state treasury for salaries of seasonal employees, including the contributions of the state for retirement and social security purposes, for the fiscal year ending June 30, 1961.

Sec. 2. This act is in effect from and after its final enactment.

Approved March 7, 1961.

CHAPTER 62—S. F. No. 430

[Not Coded]

An act relating to the city of Marshall; authorizing it to contract with the United States for the control of floods, to acquire property for such purpose, and to issue bonds to pay the city's share of the cost.

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

Section 1. Marshall, flood control. The city of Marshall in Lyon county may enter into an agreement with the United States, through its secretary of the army, or other authorized officer, for the improvement of the Redwood river at and in the vicinity of said city for flood control, by the construction of a diversion channel and appurtenant works, including improvement of the approach channel of said river. Said city is authorized to:

(a) provide without cost to the United States all land, easements, and rights of way necessary for the construction of the project;

(b) hold and save the United States free from damages due to the construction works;

(c) maintain and operate all of the works after completion in accordance with regulations prescribed by the secretary of the army;

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(d) make at its own expense all necessary changes to buildings, highway bridges and approaches, utilities including sewers, and related and special facilities; and

(e) prevent encroachments which would reduce the flood carrying capacity of either the diversion channel or the existing channel of the Redwood river within the project limits, by, among other things, enjoining or abating the same by action to be brought in the district court.

Sec. 2. Said city may acquire by purchase, gift, devise or condemnation all lands, easements and rights of way, either within or without its corporate limits, deemed necessary by the common council of said city for such improvement for flood control. In acquiring property for such purpose by exercising the power of eminent domain, the city may proceed under Minnesota Statutes 1957, Chapter 117, as amended, and at any time after the bonds provided for in section 3 have been authorized in accordance with that section shall have all rights of possession and entry conferred in other cases of condemnation by Minnesota Statutes 1957, Section 117.20, Subdivision 7, as amended.

Sec. 3. Said city may issue its general obligation bonds, payable from general ad valorem taxes levied on all taxable property in the city, for the purpose of financing its share of the cost of such flood control improvement under such agreement, and may also expend any moneys of the city for such purpose. The issuance of such bonds shall be subject to approval by the voters of the city, but the council may proceed to issue such bonds without approval by the voters if the initial resolution for their issuance is adopted by a favorable vote of not less than 5/6 of its members. Such bonds shall not be included in the "net debt" of the city for the purpose of any limitations thereon set forth in Minnesota Statutes 1957, Chapter 475. Except as herein provided, the issuance of such bonds shall be governed by said chapter 475.

Sec. 4. This act shall become effective only after it has been approved by a resolution adopted by the favorable vote of a majority of the members of the common council of said city and upon compliance with the provisions of Laws 1959, Chapter 368.

Approved March 9, 1961.

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.