

## CHAPTER 647—H. F. No. 1473

*An act relating to watershed districts; amending Minnesota Statutes 1961, Section 112.48, Subdivision 1.*

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

Section 1. Minnesota Statutes 1961, Section 112.48, Subdivision 1, is amended to read:

**112.48 Watershed districts; approval of overall plan; filing of petition; contents; bonds.** Subdivision 1. After the ~~project and improvement~~ *overall* plan of the district has been ~~approved and adopted~~ *prescribed*, as provided for in section 112.46, a petition may be filed with the managers for any project or improvement within the district conforming in general with said plan. The petition therefor must be signed by not less than 25 percent of the resident freeholders, or by the owners of more than 25 percent of the property within the limits of the area proposed to be improved, provided however if the project or improvement petition consists of a drainage proceeding as defined in Minnesota Statutes, Chapter 106, such petition shall be signed by a majority of the resident owners of the land described in the petition or by the owners of at least 60 percent of the areas of such land. The lands described in the petition shall be those over which the proposed improvement passes or is located, or such petition may be signed by a county board of any county affected, or by the governing body of any city, village, or borough lying wholly or partly within the area proposed to be improved. Provided, however, if the proposed project affects lands exclusively within a city, village, or borough, the petition shall originate from the governing body of such city, village, or borough. For the purposes of this section, holders of easements for electric or telephone transmission or distribution lines shall not be deemed freeholders or owners. Such petition shall contain the following:

- (1) A description of the work proposed, and the purpose to be accomplished;
- (2) A description of the lands over which the proposed improvement passes or is located;
- (3) A general description of the part of the district which will be affected, if less than the entire district;
- (4) The need and necessity for the proposed improvement;
- (5) That the proposed improvement will be conducive to public health, convenience, and welfare;

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

(6) A statement that the petitioners will pay all costs and expenses which may be incurred in case the proceedings are dismissed or for any reason no contract for the construction thereof is let.

Approved May 22, 1965.

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CHAPTER 648—H. F. No. 1474

[Coded in Part]

*An act relating to watershed districts; authorizing creation of a repair fund; amending Minnesota Statutes 1961, Section 112.61, Subdivision 5, as created by Laws 1963, Chapter 834, Section 19; and Section 112.61, as amended, by adding a new subdivision.*

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

Section 1. Minnesota Statutes 1961, Section 112.61, Subdivision 5, as created by Laws 1963, Chapter 834, Section 19, is amended to read:

Subd. 5. **Watershed districts; repair fund.** A construction ~~and maintenance~~ fund, which is to be supplied by: the sale of county bonds; construction loans from any agency of the federal government; and by special assessments to be levied as herein provided to supply funds for the construction ~~and maintenance~~ of the improvements of the district, including reservoirs, ditches, dikes, canals, *channels*, and other works, together with the expenses incident thereto and connected therewith. Construction loans from any agency of the federal government may be repaid from monies collected by special assessments upon properties benefited by the improvement as herein provided;

Sec. 2. Minnesota Statutes 1961, Section 112.61, as amended by Laws 1963, Chapter 834, Section 19, is amended by adding a subdivision to read:

*Subd. 7. A repair fund to be established pursuant to the provisions of section 112.64 as amended or hereafter amended.*

Approved May 22, 1965.

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