

## CHAPTER 227.

AN ACT TO LOWER THE WATER OF A CERTAIN SWAMP LAKE, KNOWN AS LAKE HARRY, IN THE TOWNSHIP OF HASSAN, COUNTY OF HENNEPIN, AND STATE OF MINNESOTA.

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

SECTION 1. That Horatio Hawkins, Henry Hawkins and John Shelly, all of the town of Hassan, county of Hennepin, and State of Minnesota, are hereby authorized and empowered to lower the water of Lake Harry in the township of Hassan, county of Hennepin, and State of Minnesota, to a point two (2) feet below the present water mark, and for that purpose to open the natural outlet of said lake sufficiently wide, and deep, for that purpose.

SEC. 2. That said persons named in section one (1), of this act, or a majority thereof, shall, before commencing to open said outlet, execute their bond with good and sufficient sureties, in such sum as one of the judges of the district court of the county of Hennepin shall approve, running to the board of town supervisors of the town of Hassan, conditioned that the obligors therein will pay all costs incurred in, and all damages assessed on account of the draining of said lake as hereinafter provided.

SEC. 3. The board of supervisors of the town of Hassan, are hereby required and empowered to assess, and determine all damages that may arise in consequence of the draining of said lake under this act. Before they proceed to assess said damages they shall cause a written notice to be served on all persons owning land adjoining said lake, or outlet, which notice shall state the time when, and place where they will meet to consider the assessment of damages caused by the draining of said lake, descending the route of the outlet to be opened, and the persons whose land is affected thereby. In reckoning the damages and compensation to be paid any land owner affected by said damage, the board of supervisors shall take into consideration the benefits to accrue to said owner by the draining of said lake and opening of its outlet, and report the balance of damage only.

SEC. 4. In case any land owner affected by the draining of said lake, shall be dissatisfied by the award of damages to him made by the board of town supervisors, he may appeal from such award within the time, in the manner, and with like effect, as appeals are provided for in chapter five (5), of the general laws of 1873, relating to roads, cartways and bridges.

SEC. 5. This act shall take effect, and be in force from and after its passage.

Approved February 21st, 1878.