

368.49. **Distribution of funds.** *Subdivision 1.* Any funds remaining in, or hereafter coming into, the treasury of the county in which such town shall be located, shall be disposed of in the following manner:

Any road or bridge funds shall be expended by the county board of any such county for road and bridge improvements wholly within the limits of such town; any other funds of such town shall, by the auditor of such county, be credited to the general fund of the county.

Subd. 2. Where any such dissolved township has any unexpended money in its bond and interest funds and there are no bonds or indebtedness outstanding, any such unexpended money shall be spent for road and bridge improvements or other legal expenditures within the said township.

Approved April 8, 1949.

CHAPTER 327—H. F. No. 688

[Not Coded]

An act relating to cities of the first class now or hereafter having a population of at least 100,000 and not more than 250,000 inhabitants, and providing for the use of gas, water, and other municipal utility services to occupants and owners of land outside the city upon certain conditions.

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

Section 1. Duluth; utility services, contracts between city and non-resident. Any city of the first class now or hereafter having a population of at least 100,000 and not more than 250,000 inhabitants may contract for the use of its gas, water and other municipal utility services with the owner or occupant of land outside of the city, which contract shall provide for the payment of an initial fee by such owner or occupant in an amount equal to the benefits to the property to be served, calculated upon a basis comparable to the assessment for benefits to premises within the city for similar municipal utility services before connection may be made with the municipal system, and thereafter payment for the use of such municipi-

pal services shall be upon such terms and conditions as may be determined by the governing body of such city.

Nothing herein contained shall be construed as limiting any power now possessed by any such city under its home rule charter or any existing law.

Approved April 8, 1949.

CHAPTER 328—H. F. No. 696

[Coded as Section 110.127]

An act relating to the improvement of public waters in order to improve navigation thereon and in order to promote the public health, safety and welfare, establishing procedure in certain counties for determining and awarding damages and assessing benefits arising therefrom.

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

[110.127] **Section 1. Hennepin County; improvement of public water.** In any county in this state now or hereafter having a population of 500,000 inhabitants or over, the board of county commissioners thereof, in proceedings for the improvement of any body of water pursuant to Laws 1947, Chapter 123, for the purpose of improving navigation thereon and to promote the public health, safety and welfare through the improvement of marshy areas or otherwise, shall, in addition to the powers granted by said Chapter 123, have the power to determine and award damages to property affected thereby and to determine and assess against property affected thereby special assessments for benefits resulting in any way from such improvement, in the manner herein set forth.

Sec. 2. Plan; dams, bridges and culverts; map. The board of county commissioners shall first cause a detailed plan of the proposed improvement to be made containing a general description of the nature of the improvement; the location and relocation of proposed dams, bridges and culverts; the legal description of each tract of land which may be damaged or benefited as a result of such improvement; the name of the owner of each such tract of land as shown by the most recent