

persons or corporations having any interest in any mortgage, lien or encumbrance against any of the lands or properties described therein.

Sec. 8. At the time and place specified in the notice, or at any adjournment thereof, the court shall consider the petition for the modification of judicial ditch no. 7. The court shall hear and consider the testimony presented in behalf of all parties interested. The engineer who prepared the plans and specifications, or his assistant therein, shall be present. The hearing may be adjourned from time to time as may be found necessary.

Sec. 9. If the court shall find that the modification of the ditch as petitioned for is in compliance with the provisions of this act, and will be in the best public interest and will provide substantial benefit to the public for boating, hunting and other recreational purposes, the court shall make findings accordingly and shall order the ditch system to be so modified. Such order modifying the ditch system shall have the same force and effect as the order originally establishing the ditch system.

Sec. 10. The order of the court modifying the ditch system shall provide that all construction and subsequent maintenance and repairs of the ditch modification shall be done and performed by the commissioner of conservation without any cost to the owners of lands and properties previously within the drainage system of judicial ditch no. 7.

Sec. 11. The commissioner of conservation, or any party aggrieved thereby shall have the same right of appeal to the district court or the supreme court from any orders issued by the court proceeding under this act as from a similar order made in a proceeding to establish a ditch system as provided in Minnesota Statutes 1961, Chapter 106; and on like grounds and with similar procedure.

Sec. 12. Laws 1961, Chapter 396 is hereby repealed.

Approved April 10, 1963.

CHAPTER 220—S. F. No. 1330

[Not Coded]

An act authorizing the issuance of bonds and making of capital loans by Independent School District No. 833.

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

Changes or additions indicated by italics, deletions by strikeout.

Section 1. **Independent School District No. 833; bonds.** Notwithstanding the limitations of Minnesota Statutes, Section 475.53, Independent School District No. 833 is hereby authorized to issue and sell its bonds in an aggregate amount not to exceed \$1,500,000 over and above such limitations for the purpose of building, equipping and remodeling school buildings, including necessary land acquisition. Approval of the voters shall be required to authorize such bonds in the manner provided by law. Such bonds may be sold and issued in such amounts and at such times as may be determined by the school board; provided, that if prior to issuing any of such bonds authorized herein the district obtains any capital loan or loans under the maximum effort school aid law, the amount of bonds authorized hereby shall be deemed to be reduced by the amount of such loan or loans.

Sec. 2. The district may levy the taxes required by law for the payment of such bonds or loans and interest thereon without limitation as to rate or amount, and the levy of such taxes shall not cause the amount of other taxes, levied or to be levied by the district, which are subject to any such limitation, to be reduced in any amount whatsoever.

Sec. 3. This law shall become effective only after its approval by a majority of the members of the school board of independent school district No. 833 and upon compliance with Minnesota Statutes, Section 645.021.

Approved April 10, 1963.

CHAPTER 221—H. F. No. 284

[Not Coded]

An act relating to firemen's relief association in the city of Saint Paul; amending Laws 1955, Chapter 375, Section 23, as amended.

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

Section 1. Laws 1955, Chapter 375, Section 23, as amended by Laws 1961, Chapter 376, Section 4, is amended to read:

Sec. 23. **St. Paul, city of; firemen's relief association.** A member of the association who has performed service on the fire department for 20 years or more but has not reached the age of 50 years shall have the right to retire from the department without

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