

CHAPTER 301—S. F. No. 1040

An act relating to drainage ditches; taking lands out of the drainage system; amending Minnesota Statutes 1967, Section 106.651.

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

Section 1. Minnesota Statutes 1967, Section 106.651, is amended to read:

106.651 Drainage; removal of land from system; diversion of drainage. After the construction of any ditch system, if waters are diverted from any lands or properties assessed for benefits from such ditch system so that the drainage therefrom no longer utilizes or affects the drainage system, *or by reason of the construction of any dam authorized by law in the ditch system so that any such lands or properties above the dam can no longer utilize the system or receive benefits therefrom,* then the owner or owners of such lands or properties may petition the board or court for an order setting such lands or properties out of the drainage system. If the drainage system be entirely in one county, the petition shall be filed with the auditor for consideration and determination by the county board and, if the system be in two or more counties, the petition shall be filed with the clerk for consideration and determination by the court. Upon the filing of the petition, the auditor, or the clerk, with the approval of the court, shall fix a time and place for hearing thereon and shall give notice of the hearing by publication to all persons interested in the drainage system. Upon hearing, if it appears that the waters from lands and properties of petitioners have been diverted from the drainage system, *or by reason of the construction of a dam above referred to the lands and properties can no longer utilize the system,* and that such lands and properties are no longer benefited thereby and no longer utilize or affect the drainage system, and further, that setting such lands and properties off from the drainage system will not prejudice the owners of lands and properties remaining in the system, the board or court shall so find and shall by order direct that the lands and properties of petitioners be set off from the drainage system. No such order shall have effect to release such lands and properties from any lien theretofore filed on account of the drainage system, nor shall it release such lands and properties from any assessment or lien thereafter filed for expenses incurred on account of such ditch prior to the date of the order. The lands and properties so set off shall be deemed no longer affected by the ditch as to any proceeding thereafter had for the repair or improvement thereof, and no lien or assessment shall

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thereafter be made against such lands and properties for repairs or improvements made subsequent to the date of the order.

Approved May 6, 1969.

CHAPTER 302—S. F. No. 1063

An act relating to game and fish licenses and applications therefor; prescribing the amount of commissions to be paid county auditors and agents issuing the licenses; amending Minnesota Statutes 1967, Section 98.50, Subdivisions 3 and 5.

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

Section 1. Minnesota Statutes 1967, Section 98.50, Subdivision 3, is amended to read:

Subd. 3. **Game and fish; licenses; applications.** The commissioner may appoint agents to issue non-resident licenses authorized under Minnesota Statutes, Chapters 97 to 102, outside of the state. ~~Such~~ *Each* agent shall pay cash to the commissioner for all books of licenses obtained by him and ~~may deduct eight~~ *shall be entitled to a discount of six percent* from the price established by law ~~as his commission.~~

Sec. 2. Minnesota Statutes 1967, Section 98.50, Subdivision 5, is amended to read:

Subd. 5. Any resident desiring to sell the licenses referred to in subdivision 1 may purchase blanks from the county auditor in groups of not less than five non-resident, and ten resident license blanks, for cash; ~~and~~. He shall be entitled to a discount of ~~eight~~ *six* percent from the price established by law. In reselling such licenses, he shall be deemed an agent of the county auditor and the commissioner, and he shall observe all rules and regulations promulgated by the commissioner for the accounting for and handling of such licenses.

The county auditor shall promptly deposit all moneys received from the sale of licenses with the county treasurer, and shall promptly transmit such reports as may be required by the commissioner, together with his warrant on the county treasurer for 92 percent of ~~all license fees received~~ *the price to the licensee for each license sold or consigned by him and subsequently sold to a licensee* during the ac-

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