

CHAPTER 112

FLOOD CONTROL

**112.01 DEFINITIONS.**

HISTORY. 1917 c. 442 s. 27; G.S. 1923 s. 6905; M.S. 1927 s. 6905.

**112.02 DISTRICT COURT JUDGE MAY ESTABLISH FLOOD CONTROL DISTRICTS.**

HISTORY. 1917 c. 442 s. 1; G.S. 1923 s. 6879; M.S. 1927 s. 6879.

Laws 1917, Chapter 442, is not unconstitutional consent and unwarranted delegation of legislative functions and powers to the judiciary. *Skordahl v Flaherty*, 140 M 19, 167 NW 122.

**112.03 PETITION FOR DRAINAGE DISTRICT.**

HISTORY. 1917 c. 442 s. 2; G.S. 1923 s. 6880; M.S. 1927 s. 6880.

**112.04 PETITIONERS' BOND FOR EXPENSES.**

HISTORY. 1917 c. 442 s. 3; G.S. 1923 s. 6881; M.S. 1927 s. 6881.

**112.05 HEARING ON PETITION.**

HISTORY. 1917 c. 442 s. 4; G.S. 1923 s. 6882; M.S. 1927 s. 6882.

**112.06 FINDINGS AND DECREE, FILING.**

HISTORY. 1917 c. 442 s. 5; 1921 c. 326 s. 1; G.S. 1923 s. 6883; M.S. 1927 s. 6883.

**112.07 BOARD OF DIRECTORS.**

HISTORY. 1917 c. 442 s. 6; 1921 c. 326 s. 2; G.S. 1923 s. 6884; M.S. 1927 s. 6884.

**112.08 SELECTION OF TREASURER AND ENGINEER.**

HISTORY. 1917 c. 442 s. 7; G.S. 1923 s. 6885; M.S. 1927 s. 6885.

After the district is organized its board exercises executive and administrative duties such as appointing officers, clerks, engineers, attorneys, superintending the improvements, entering into contracts, instituting condemnation proceedings, creating water powers, imposing assessments, and other acts which require the approval of the court. The board and the court, however, proceed essentially under the general drainage law. *Skordahl v Flaherty*, 140 M 19, 167 NW 122.

**112.09 TERMS OF MEMBERS OF BOARD.**

HISTORY. 1917 c. 422 s. 8; G.S. 1923 s. 6886; M.S. 1927 s. 6886.

**112.10 IMPROVEMENTS; MAPS, PLANS, SURVEYS.**

HISTORY. 1917 c. 442 s. 9; 1921 c. 326 s. 3; G.S. 1923 s. 6887; M.S. 1927 s. 6887.

**112.11 PROCEDURE OF JOINT CONTRACTING PARTIES.**

HISTORY. 1917 c. 442 s. 10; G.S. 1923 s. 6888; M.S. 1927 s. 6888.

**112.12 BOARD TO PETITION DISTRICT COURT FOR AUTHORITY TO CONSTRUCT OR PROCEED WITH IMPROVEMENTS.**

HISTORY. 1917 c. 442 s. 11; 1921 c. 326 s. 4; G.S. 1923 s. 6889; M.S. 1927 s. 6889.

**112.13 HEARING ON PETITION.**

HISTORY. 1917 c. 442 s. 12; 1921 c. 326 s. 5; G.S. 1923 s. 6890; M.S. 1927 s. 6890.

**112.14 APPEAL TO SUPREME COURT.**

HISTORY. 1917 c. 442 s. 13; G.S. 1923 s. 6891; M.S. 1927 s. 6891.

**112.15 ASSESSMENT OF LANDS OUTSIDE OF DISTRICT.**

HISTORY. 1917 c. 442 s. 14; G.S. 1923 s. 6892; M.S. 1927 s. 6892.  
Creation of the assessment district, apportionment of the burden. 10 MLR 428.

**112.16 AUTHORITY TO LET CONTRACTS FOR CONSTRUCTION.**

HISTORY. 1917 c. 442 s. 15; G.S. 1923 s. 6893; M.S. 1927 s. 6893.

**112.17 BOARD MAY ENTER UPON LANDS FOR SURVEYS AND EXAMINATIONS.**

HISTORY. 1917 c. 442 s. 16; G.S. 1923 s. 6894; M.S. 1927 s. 6894.

**112.18 ESTIMATED VALUE OF PROPERTY IN CONNECTION WITH RESERVOIR SHOWN BY PETITION.**

HISTORY. 1917 c. 442 s. 17; G.S. 1923 s. 6895; M.S. 1927 s. 6895.

**112.19 CONTRACTS WITH UNITED STATES GOVERNMENT.**

HISTORY. 1917 c. 442 s. 18; G.S. 1923 s. 6896; M.S. 1927 s. 6896.

**112.20 RIGHTS OF VARIOUS PARTIES TO WATERS IN FLOOD CONTROL DISTRICTS.**

HISTORY. 1917 c. 442 s. 19; G.S. 1923 s. 6897; M.S. 1927 s. 6897.

**112.21 FINANCIAL PROVISIONS.**

HISTORY. 1917 c. 442 s. 20; G.S. 1923 s. 6898; M.S. 1927 s. 6898.

**112.22 PAYMENT OF EXPENSES.**

HISTORY. 1917 c. 442 s. 21; 1921 c. 326 s. 6; G.S. 1923 s. 6899; M.S. 1927 c. 6899.

**112.23 COURT TO APPORTION AMOUNT OF TOTAL COSTS.**

HISTORY. 1917 c. 442 s. 22; 1921 c. 326 s. 7; G.S. 1923 s. 6900.; M.S. 1927 s. 6900.

**112.24 ASSESSMENTS TO BE SPLIT BY COUNTY AUDITOR.**

HISTORY. 1917 c. 442 s. 23; 1921 c. 326 s. 8; G.S. 1923 s. 6901; M.S. 1927 s. 6901.

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### 112.25 DIRECTORS TO ORDER PAYMENT OF CONTRACTS.

HISTORY. 1917 c. 442 s. 24; G.S. 1923 s. 6902; M.S. 1927 s. 6902.

### 112.26 LEVY FOR UPKEEP AND REPAIRS.

HISTORY. 1917 c. 442 s. 25; G.S. 1923 s. 6903; M.S. 1927 s. 6903.

### 112.27 CHARGE AND CONTROL OF PUBLIC WATERS IN DISTRICT.

HISTORY. 1917 c. 442 s. 26; G.S. 1923 s. 6904; M.S. 1927 s. 6904.

### 112.28 CLASSIFICATION FOR ASSESSMENT PURPOSES.

HISTORY. 1917 c. 442 s. 28; G.S. 1923 s. 6906; M.S. 1927 s. 6906.

### 112.29 DIRECTORS TO COOPERATE WITH BOARD OF ADJOINING DISTRICTS.

HISTORY. 1917 c. 442 s. 29; G.S. 1923 s. 6907; M.S. 1927 s. 6907.

### 112.30 BOARD TO REPORT TO COURT.

HISTORY. 1917 c. 442 s. 30; G.S. 1923 s. 6908; M.S. 1927 s. 6908.

### 112.31 COURT NOT TO LOSE JURISDICTION BY REASON OF FAILURE TO GIVE NOTICE.

HISTORY. 1917 c. 442 s. 31; G.S. 1923 s. 6909; M.S. 1927 s. 6909.

### 112.32 APPLICATION OF OTHER LAWS.

HISTORY. 1917 c. 442 s. 33; 1921 c. 326 s. 9; G.S. 1923 s. 6912; M.S. 1927 s. 6912.

### 112.33 COUNTY BOARD MAY NEGOTIATE FOR EXTENSION OF PAYMENT OF BONDS.

HISTORY. 1933 c. 140; M. Supp. s. 6912-1.

The petition may be signed by a majority of resident owners or by parties owning 51 per cent of the land affected. The classification may not be of owners of lands benefited because that fact is not known until after the survey. In re Judicial Ditch No. 75, 172 M 295, 215 NW 204, 216 NW 229.