

CHAPTER 271—H. F. No. 744

An act relating to the funds of a watershed district; amending Minnesota Statutes 1957, Section 112.61.

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

Section 1. Minnesota Statutes 1957, Section 112.61, is amended to read:

112.61 Funds of district. The moneys of any district organized under the provisions of this chapter consist of:

(1) *An organizational and administration expense fund, which consists of an ad valorem tax levy, not to exceed one mill on each dollar of assessed valuation of all taxable property within the watershed or \$20,000 whichever is the lesser. Such funds shall be used for organizational expenses, preparation of an over-all plan, for projects and improvements, general administrative expenses, and for projects of common benefit to the district. The managers of the district shall be authorized to borrow from the affected counties up to 75 percent of the anticipated funds to be collected from the annual organizational and administrative expense fund levy and the counties affected are hereby authorized to make such advancements. The advancement of anticipated funds shall be apportioned among affected counties in the same ratio as the assessed valuation of the area of the counties within the watershed bears to the assessed valuation of the entire watershed district;*

(2) A bond fund, which consists of the proceeds of bonds issued by such district, as herein provided secured upon the property of the district which is producing or is likely to produce a regular income and is to be used for the payment of the purchase price of the property or the value thereof as fixed by the court in proper proceedings, and for the improvement and development of such property;

(3) A construction and maintenance fund, which is to be supplied by the sale of county bonds and by special assessments to be levied as herein provided to supply funds for the construction and maintenance of the improvements of the district, including reservoirs, ditches, dikes, canals, and other works, together with the expenses incident thereto and connected therewith;

(4) *A preliminary fund, which consists of funds pro-*

vided as herein specified, and is to be used for preliminary work on proposed works of the district.

Approved April 16, 1959.

CHAPTER 272—H. F. No. 749

An act relating to duties of the appraisers of watershed districts; providing for numbering thereof; and repealing Minnesota Statutes 1957, Section 112.77.

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

Section 1. [112.501] **Benefited property, determination.** Subdivision 1. The appraisers shall classify the lands found to be benefited. Where the proposed improvement includes or prays for the construction or improvement of any ditch, stream, river, or watercourse, or any structures for the control or alleviation of damages from flood waters, the appraisers shall be governed by Minnesota Statutes, Section 106.151. In all other proceedings the appraisers shall conform, so far as practicable, to Minnesota Statutes, Sections 111.67 and 111.68.

Subd. 2. In all proceedings under this act assessments for benefits against lands or corporations shall be made upon benefits to such lands or corporations by reason of the project or improvement affecting the same. Benefited properties shall include:

(1) All lands or corporations receiving direct benefits such as drainage, commercial navigation, disposal of sewage or waste material, protection from overflow by flood control improvements, prevention of siltation, control of erosion, or maintenance of lake levels;

(2) All lands that are furnished a drainage outlet by the construction or improvement of any artificial or natural drain or watercourse;

(3) All lands that are not receiving but need drainage and that are furnishing waters that are handled or controlled by the proposed improvement.

Sec. 2. Minnesota Statutes 1957, Section 112.77, is hereby repealed.

Approved April 16, 1959.
