

of the general improvement plan for the district, and the assessment of benefits and damages and amend or change the list of property reported as assessable for the construction and maintenance thereof. *If the amended reports include property not included in the original reports, the managers shall adjourn and cause to be published and mailed, as in the original notice, the proper notice with reference to all lands and properties not included in the previous notice.* If upon full hearing the managers find that the improvement will be conducive to public health and promote the general welfare, and is in compliance with the provisions and purposes of this chapter, and that the benefits resulting therefrom will be greater than the cost of the construction and damages, they shall make findings accordingly and order and direct the construction of the improvement and confirm the report of the engineer and the findings and report of the appraisers and may by this order authorize the construction of the proposed improvement as a whole or for different parts thereof separately. All persons, parties, or corporations affected by the order may appeal therefrom as in this chapter provided.

Approved April 15, 1959.

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#### CHAPTER 242—S. F. No. 712

*An act relating to surveys and plans of watershed districts; amending Minnesota Statutes 1957, Section 112.49, Subdivisions 2, 3 and 5.*

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

Section 1. Minnesota Statutes 1957, Section 112.49, Subdivision 2, is amended to read:

Subd. 2. **Watershed district, surveys and plans.** *The engineer may adopt and approve and include as a part of his report, any project of the United States which is within the district, and may accept any data, plats, plans, details, or information pertaining to such United States project furnished by him by the United States, and the engineer shall omit from his survey those items called for in subdivision 1 if the data furnished by the United States is sufficient for the engineer to make his report without additional survey.*

Sec. 2. Minnesota Statutes 1957, Section 112.49, Subdivision 3, is amended to read:

Subd. 3. If the engineer's report is unfavorable the

managers shall *within 35 days thereafter by order fix a time and place within the district for a hearing at which the petitioners shall show cause why the managers shall not refer the petition back to the petitioners for such further proceedings thereon as the managers may determine or dismiss the petition. The notice shall state that the engineer's report is unfavorable, that it is on file with the managers and is subject to inspection, and the time and place for hearing thereon. The managers shall mail a copy of the notice to each of the petitioners at least 14 days before the hearing.*

Sec. 3. Minnesota Statutes 1957, Section 112.49, Subdivision 5, is amended to read:

Subd. 5. If the report of the engineer is favorable for the construction of the improvement the managers shall adopt the report and shall order the engineer to make a detailed survey and furnish all necessary plans and specifications for the proposed improvement and report the same to the managers with all reasonable dispatch. Where the proposed improvement includes or prays for the construction or improvement of any ditch, drain, stream, river, or watercourse the engineer's report shall, so far as applicable, conform to the provisions of Minnesota Statutes 1957, Section 106.121. Such detailed survey may be waived by the managers if it appears that sufficient data, plans, and specifications have been furnished by the United States to make such survey unnecessary.

Approved April 15, 1959.

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#### CHAPTER 243—S. F. No. 713

*An act relating to projects and improvement plans of watershed districts; amending Minnesota Statutes 1957, Section 112.48, Subdivision 1.*

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

Section 1. Minnesota Statutes 1957, Section 112.48, Subdivision 1, is amended to read:

**112.48 Projects and improvement plans.** Subdivision 1. After the project and improvement plan of the district has been approved and adopted, as provided for in section 112.46, a petition may be filed with the managers for any project or improvement within the district conforming in general with said plan. The petition therefor must be signed by not less than 25 percent of the resident freeholders, or by the owners of more than 25 percent of the property within the