

Section 1. [106.673] **Ditches, planting with permanent grass.** In any proceeding for the establishment or construction of a public drainage system or ditch or for the improvement, extension, or other work affecting such system or ditch under Minnesota Statutes, Chapters 106, 111, 112, or any other law now in force or hereafter enacted, where viewers are appointed to assess benefits and damages, the authority having jurisdiction of the proceeding, shall order the spreading of spoil banks consistent with the plan and function of the ditch and may order the planting of a permanent grass, other than a noxious weed, on the banks and on a strip one rod in width or to the crown of the leveled spoil bank whichever is the greater on each side of the top edge of the channel of the ditch. The acreage which will be required is that needed for the foregoing and the authority having jurisdiction shall acquire the additional interests in land needed for this purpose. No agricultural practices, other than those required for the maintenance of a permanent growth of grass, shall be permitted on any portion of the land acquired for this purpose and it shall be the duty of the authority having jurisdiction over the repair and maintenance of the ditch system to supervise all necessary reseeding and funds may be expended for the perpetration of the growth of grass in the same manner as for the other ditch repairs. Harvest of grass from the grass strip in any manner not harmful to the grass or ditch shall be the privilege of the fee owner or his assigns, subject to such regulations as the county ditch inspector shall establish for the harvesting of grass.

Approved April 24, 1959.

CHAPTER 509—H. F. No. 416

An act relating to levies for firemen's relief associations in certain third and fourth class cities and villages; amending Minnesota Statutes 1957, Section 424.30.

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

Section 1. Minnesota Statutes 1957, Section 424.30 is amended to read:

424.30 **Tax for relief fund.** *Subdivision 1.* The council or other governing body of each village or city in this state, other than cities of the first and second class and other than any city or village operating under Laws 1935, Chapters

153, 192, and 208, and Laws 1939, Chapter 434, and Laws 1941, Chapter 196, or acts amendatory thereof, which has a regularly organized fire department, shall each year, at the time the tax levies are made for the support of the village or city, and in addition thereto, levy a tax of one-tenth of a mill on all the taxable property of such village or city; *and it may, when it deems it necessary or desirable so to do, levy an additional amount not to exceed one and nine-tenths mills.* The tax so levied shall be transmitted to the auditor of the county in which the village or city is situated at the time all other tax levies are transmitted, and shall be collected and payment thereof enforced. *If the governing body of any such city or village having a duly incorporated firemen's relief association fails to include the one-tenth mill tax in its levy for 1960 or any subsequent year, the board of trustees of the association may certify that fact to the county auditor, who shall thereupon add the omitted levy to the city and village levy for that year, or, if then too late, for the next following year.*

Subd. 2. The village or city treasurer, when the tax is received by him, shall pay the same over to the treasurer of the duly incorporated firemen's relief association of such village or city, if there is one organized, together with all penalties and interest collected thereon; but if there is no firemen's relief association so organized in any such village or city, or if any such association resign, be removed or has heretofore resigned or has been removed as trustee of such money, then the treasurer of such municipality shall keep the money in a special fund to be disbursed only for the purposes authorized by section 424.31 or for the equipment and maintenance of the fire department and for construction, acquisition, or repair of buildings, room, and premises for fire department use.

Approved April 24, 1959.

CHAPTER 510—H. F. No. 526

An act relating to the classification of cities, amending Minnesota Statutes 1957, Section 410.01.

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

Section 1. Minnesota Statutes 1957, Section 410.01 is amended to read:

410.01 **Cities, classes.** Cities are hereby divided, for legislative purposes, into classes as follows: