

CHAPTER 378

BODIES OF WATER

378.07 MAINTAINING WATER IN CERTAIN LAKES.

Repealed by L. 1947 c. 123 s. 8.

378.08 LAND ACQUIRED, ACCESS TO NAVIGABLE WATERS; PARK AND PLAYGROUND.

Under general law, all persons have the common right to enjoy the use of public waters for the ordinary purposes of life, including right to take ice therefrom. The rights are held in common by the public and riparian owners. But cutting and removing ice in large quantities annually for shipment and sale for commercial purposes from public waters, whereby their natural level is materially reduced, is not such common right. *Sanborn v Peoples Ice Co.* 82 M 43, 84 NW 641.

378.18 BATHING BEACH.

In maintaining a bathing beach in a city park the city was discharging a governmental function, hence not liable for negligence to users thereof. *St. John v City of St. Paul*, 179 M 12, 228 NW 170.