

such land is located, in the manner provided for appeals from justice's court; *Provided*, That the posting in three conspicuous places for the period of thirty days, in each of the counties through which said road may run, a statement of the damages awarded by said commissioners, or the publication for three weeks of the said statement of damages in any newspaper published in either of the counties through which said road may run, shall be sufficient notice as required by this act.

SEC. 7. A majority of the commissioners named in this act shall have full authority to act as required herein, and in case a majority of the said commissioners cannot be found to act, then upon the notification of such fact by either of the said commissioners, the governor of the state may appoint to fill vacancies.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved March 9, 1875.

CHAPTER CLXVIII.

AN ACT TO AUTHORIZE THE ESTABLISHMENT OF A STATE ROAD FROM LITCHFIELD, IN MEEKER COUNTY, TO COLD SPRINGS, IN STEARNS COUNTY.

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

SECTION 1. That Nathan Caswell and Thomas Murray, of Meeker county, and J. D. Hanscom, of Stearns county, are hereby appointed commissioners to locate and survey and establish a state road from Litchfield, Meeker county, *via* the village of Manannah, to Cold Springs, Stearns county.

SEC. 2. It shall be the duty of said commissioners to meet at Litchfield, on or before the first day of May, A. D. eighteen hundred and seventy-five, and there make oath that they will faithfully discharge their duties as provided by this act, and impartially assess the damages, if any sustained by the owners of the lands through which said road may pass, which oath shall be subscribed by each of the commissioners and deposited with the person before whom it was taken.

SEC. 3. Said commissioners are hereby authorized to employ in locating said road, one surveyor, two axemen and two chainmen; *Provided*, That said commissioners shall not receive more than three dollars each per day, the axemen and chainmen not more than two dollars each per day, and the surveyor not more than four dollars per day for their services, and the expense incurred by them shall be paid in the proportion to the length of said road in each county respectively, as certified to by the said commissioners, and all dam-

ages awarded by said commissioners shall be paid by the county in which the land is located to which the damages pertain, as certified to by the said commissioners.

SEC. 4. The said commissioners shall cause a substantial stake, properly marked, to be set at each angle of said road, and in such other places as they may determine, and the said commissioners shall cause accurate plats of said road to be filed in the office of register of deeds in each of the counties through which the said road may pass, together with an accurate statement of all damages awarded by them, the said commissioners, which said plat and statement of damages shall be signed and certified to by the said commissioners.

SEC. 5. The making and filing of said plat of said road in the manner prescribed by section four of this act, shall be sufficient to establish the said road without any further orders or instruments whatever.

SEC. 6. It shall be the duty of the said commissioners to appraise the damages sustained by each owner of lands through which the said road may pass, and if any person feels aggrieved by such appraisal, he may within thirty days after notice of such appraisal, by himself or agent, appeal to the district court of the county in which such land is located, in the manner provided for appeals from justice court; *Provided*, That the posting in three conspicuous places for the period of thirty days in each of the counties through which the said road may run, a statement of the damages awarded by the said commissioners, or the publication for three weeks of the said statement of damages in any newspaper published in either of the said counties through which said road may run, shall be sufficient notice as required by this act.

SEC. 7. A majority of the commissioners named in this act shall have full authority to act as required herein, and in case a majority of said commissioners cannot be found to act, then upon the notification of such fact by either of said commissioners, the governor of the state may appoint to fill vacancies.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved March 9, 1875.

CHAPTER CLXIX.

AN ACT GRANTING FERRY PRIVILEGE TO M. C. MALONE, ACROSS THE MISSISSIPPI RIVER, IN THE TOWN OF GREENFIELD, WABASHA COUNTY, AT A POINT OPPOSITE THE VILLAGE OF ALMA, BUFFALO COUNTY, STATE OF WISCONSIN.

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