

county, are hereby appointed commissioners to establish and locate a State road from Minneapolis, in Hennepin county, by way of Greenwood to Kandiyohi, in Kandiyohi county.

Deposit draft of  
said road—ex-  
penses how paid

SEC. 2. That section three shall be so amended, as to read as follows, to wit:

The commissioners shall make a fair and accurate draft of the said road as located by them, one copy of which shall be deposited and filed in the office of the register of deeds of the respective counties through which said road may pass; *Provided*, That the counties through which said road may be located, shall be liable for the expenses of locating the same.

SEC. 3. This act shall take effect from and after its passage.

Approved February 19th, 1862.

## CHAPTER LII.

### *An Act to Provide for the Location of a State Road from Brownsville to Riceford.*

- SECTION 1. Commissioners appointed.  
2. Meeting of commissioners—to fill vacancies.  
3. May employ assistants—compensation.  
4. Damages sustained—how ascertained.  
5. Expenses—by whom paid.  
6. To file plat of road.  
7. Duty of supervisors.  
8. Act, when to take effect.

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

Commissioners  
appointed

SECTION 1. That M. G. Thompson, Lyman Loomis and Gersham Pope, are hereby appointed commissioners to locate, survey and establish a State road from the village of Brownsville, in Houston county, to the village of Riceford, in said county.

SEC. 2. The commissioners shall meet at such place as may be most convenient on any day subsequent to the

passage of this act, and proceed to discharge the duties imposed on them by the provisions of this act; *Provided*, That in the absence of any one of said commissioners, the other two shall have the power to fill said vacancy by the appointment of some suitable person, who shall have the same authority, as is by this act conferred upon the said commissioners above named.

Meeting of commissioners—to fill vacancies

SEC. 3. The said commissioners are hereby empowered to employ one surveyor, two chainmen and one axeman; *Provided*, That said surveyor shall not receive more than three (3) dollars per day, and the chainmen and axeman not more than one dollar and fifty cents (1.50) respectively for each day actually employed in surveying said road.

May employ assistants—compensation

SEC. 4. That it shall be the duty of such commissioners to appraise the damages sustained by each owner of land through which the said road shall pass, and in case any one shall feel aggrieved by said appraisal, he may within thirty (30) days after the filing of such appraisal of damages in the county auditor's office, appeal in writing to the chairman of the supervisors of the town wherein said owner may reside, and the said supervisor shall cause a constable of his town to summon a jury of twelve freeholders, who shall proceed to examine said road, a majority of whom shall determine the amount of damages, if any, the said owner has sustained.

Damages—how ascertained

SEC. 5. The expenses incurred in the surveying and establishing of said road, shall be paid by the county of Houston, through which the said road passes.

Expenses—by whom paid

SEC. 6. That the said commissioners shall on or before the first Monday in November, eighteen hundred and sixty-two (1862), cause to be deposited and filed in the office of the county auditor of Houston county, a map, plat and survey of said road, together with their appraisal of damages, an exemplification of which shall be legal evidence of the opening and existence of said road.

To file plat of road

SEC. 7. After the establishment of the said road, it shall be the duty of the supervisors of the several towns through which the same may pass, to immediately cause the said road to be put in good repair.

Duty of supervisors

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

Approved March 4th, 1862.