

Description of
guide posts

be placed a board or boards, and upon each board shall be plainly and legibly painted, or otherwise marked, the name of the next town or place, and such other town or place of note as the Supervisors think proper, to which each of such roads lead, together with the distance or number of miles to the same; and also the figure of a hand, with the forefinger thereof pointed towards the towns or places to which said roads lead; *Provided*, That the inhabitants of any town, may, at their annual meeting, agree upon some suitable substitute for such guide posts.

Penalty for re-
fusing to erect
guide posts

SEC. 5. Every town which neglects or refuses to erect and maintain such guide posts, or some suitable substitute therefor, shall forfeit annually, the sum of five dollars for every guide post which it so neglects or refuses to maintain, which sum or sums may be sued for and collected by any person before any Justice of the Peace of the proper county, and the monies so collected shall be paid into the town treasury for the benefit of the roads and bridges of the said town.

SEC. 6. This act shall take effect and be in force from and after the first day of September, A. D. 1863.

Approved, March 5, 1863.

CHAPTER L.

An Act to provide for the Apportionment of the Moneys belonging to the Internal Improvement Fund of the State.

- SECTION 1. When State Auditor required to apportion moneys belonging to the internal improvement fund.
2. When State Auditor to transfer all moneys belonging to the internal improvement fund to the revenue fund of the State—apportionment to the several counties.
 3. Repeal of acts inconsistent with this act.
 4. When act to take effect.

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

SECTION 1. That the Auditor of the State of Minne-

sota be authorized and required to apportion, as soon hereafter as practicable, to the several organized counties of this State, all moneys belonging to the internal improvement fund, on the first day of January, A. D., 1868. The apportionment to the different counties to be made on the basis and in accordance with the amount of the taxable property of each county, returned to the State Auditor under the assessment of the year 1861. *Provided, however,* That the sum of two hundred and fifty dollars be appropriated for the purpose of improving the Military Road in Pine and Carlton counties; upon the condition however, that Douglas county, in the State of Wisconsin, shall have first expended the sum of two thousand dollars upon said road.

SEC. 2. The State Auditor shall, after making such apportionment, transfer all moneys and credits belonging to the internal improvement fund to the credit of the revenue fund of the State, and immediately notify the County Treasurer of each organized county of the State, of the amount apportioned to his county, and each County Treasurer is hereby authorized to retain in his settlement with the State Auditor, from any moneys in his hands belonging to the revenue fund of the State, an amount equal to the amount apportioned to his county as designated in the notice of the State Auditor, and shall pay over the same, upon the order of the County Auditor of his county, to the County Commissioners of his county, to be by them expended in building or repairing roads and bridges in their respective counties; *Provided,* That the amount apportioned to the county of Mower shall be expended under the direction of some person or persons appointed by the Board of County Commissioners of said county, two thirds of the amount to be used in repairing the road leading from the town of Leroy to Austin, in said county, and one-third in repairing the bridge across the Cedar river, in the town of Lansing, in said county; *Provided further,* That the amount apportioned to the county of Fillmore shall be applied in building a bridge over Root river at Rushford, in said county, to be expended under the direction of the Supervisors of the town of Rushford aforesaid, who are hereby authorized to draw said moneys so appropriated from the County Treasurer of said county, and give the proper receipt therefor; *Provided,* Said bridge at Rushford is completed on or before the first day of May,

State Auditor required to apportion money belonging to the internal improvement fund—when

When State Auditor to transfer all moneys to the revenue of the State—apportionment to the several counties

1864, and not otherwise. *Provided*, That portion of said fund belonging to the county of Sibley, be and is hereby set apart for building a bridge across Highland Creek, on the stage road, in said county. *Provided*, That the amount apportioned to the counties of Ramsey, Goodhue, Dakota, Winona, and Wabashaw, shall be applied to building and repairing bridges across the rivers on the mail route from Saint Paul to La Crescent and the adjacent bottoms, to be expended under the direction of J. C. Burbank, and payable to his order. *Provided*, That the amount apportioned to the counties of Hennepin and Wright, shall be subject to the order of the County Commissioners of Wright county, and shall be expended by them in the repair of the bridge across the mouth of Crow river at Dayton. *Provided*, So much of this fund as shall be apportioned to the counties of Stearns and Douglas, shall be used for the improvement of the State road through the Big Woods, between the town of St. Joseph and New Munick; *Provided*, That the money belonging to or appertaining to the counties of Kannabec, Carlton, St. Louis, and Lake, shall be applied to the improvement of the Point Douglas and Lake Superior Military Road, in Pine and Carlton counties, between Chengwatana, Pine county, and Lake Superior, conditioned upon the expending for the improvement of the same road, the sum of two thousand dollars by the county of Pine in this State, and the sum of two thousand dollars by the citizens of Superior, Douglas county, Wisconsin, and Otto Gersting and F. Blanck, of Pine county, and James S. Ritchie and James Edwards, of Superior, Wisconsin, be and are hereby appointed Commissioners to superintend the repair of said road, and when said Commissioners shall furnish satisfactory evidence to the State Auditor that the sum of four thousand dollars has been expended upon said road, they shall be authorized to expend the money appertaining to the aforesaid named counties, in the further repair and opening of said road, and said Commissioners shall give certificates to persons performing labor or furnishing supplies or material in the repair of said road, stating the sum due such persons for the labor or material so performed or furnished, and upon the presentation of such certificate to the State Auditor, he shall draw his warrant upon the State Treasurer for such sum, payable from the fund belonging to the aforesaid counties, and

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ties

the aforesaid Commissioner, shall before entering upon the duties, give bonds to the State, to be approved by and filed with the Auditor, in the sum of two thousand dollars, conditioned upon the faithful discharge of their duties, and the State Auditor is authorized to employ some suitable person to examine said road, before authorizing said commission to expend the money authorized by this act, and to report to him as to whether said sum of four thousand dollars has been expended by said Pine and Douglas counties, and said person shall be paid for such service such sum as may be deemed just, by the Auditor, from the money belonging to the aforesaid counties, and the County Commissioners of Pine county, are hereby authorized to levy a tax of two thousand dollars upon the taxable property of said county, for the purpose of repairing said road, as contemplated by this act. If the repairs of said road are not made as contemplated by this act, before the first day of December next, then this provision shall be void, and the money shall revert to the several counties before named. If from any cause there shall be a vacancy in said Board of Commissioners, the remaining members of the Board are hereby authorized to fill the same. *Provided*, So much of this fund as shall be apportioned to the county of Carver, shall be used for the improvement of the State road from Yorkville, in Carver county, to Bloomington, in Hennepin county, on that portion thereof in Carver county. *Provided*, The amount that shall go to the county of Blue Earth, shall be expended in building a bridge across the Watonwan river, at Garden City, near the site of the former bridge, near Dilley's mill, and above Evan's mill, under the direction of S. C. Clark, chairman of Board of County Commissioners.

Apportionment to
the several coun-
ties

Sec. 3. That all acts or parts of acts inconsistent with this act, be and the same are hereby repealed.

Repeal of incon-
sistent acts

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved, March 6, 1863.