

CHAPTER CXXXVII.

*An Act to change a part of the State road running from
Minneapolis in Hennepin county, to Fort Ridgely.*

March 2, 1868.

SECTION 1. Commissioners appointed to change route of said road.

2. When and where to meet.
3. May employ surveyor, &c.—compensation how fixed.
4. Damages sustained, how ascertained.
5. When Commissioners to file plat of said road.
6. When act to take effect.

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

SECTION 1. That Henry Poehler, Owen McGrau and H. J. Seignerent of Sibley county, are hereby appointed commissioners to change that part of the Minneapolis and Fort Ridgely state road which runs between the town of Faxon and the borough of Henderson in the county of Sibley, and establish and survey a road between the said town of Faxon and the borough of Henderson above high-water mark, connecting with the Minneapolis and Fort Ridgely state road, at the said town of Faxon and borough of Henderson.

To change route
of said road.

SEC. 2. That said commissioners or a majority of them shall meet at Henderson on or before the tenth day of April, A.D. one thousand eight hundred and sixty-eight, and shall lay out, alter and survey and open said part of said state road, and the expense for laying out, altering and surveying said road, shall be paid by the county of Sibley, on presentation of certificate of an account of said expenses, signed by two or all of said commissioners.

When and
where to meet.

SEC. 3. The said commissioners are hereby authorized to employ one surveyor, one flagman, one chainman, and one axman, to assist in the survey of the change or alteration of said road, and said commissioners, surveyor, flagman, chainman and axman, shall receive such compensation as shall be allowed and agreed upon by the board of commissioners of Sibley county.

May employ
surveyor, &c.—
compensation.

Damages, how
ascertained.

SEC. 4. The damages sustained by the owner of any land over which said road shall run, may be determined by agreement between said commissioners and the owner of such land claiming such damages, and if not so determined nor released by such owner, shall be assessed by the said commissioners, and shall be paid by the said county of Sibley, and any person feeling aggrieved by any such assessment may appeal therefrom to the county commissioners of said county of Sibley, at any time within three months after the filing of their plat, survey and report as hereinafter provided.

When to file plat
of said road.

SEC. 5. The said commissioners shall on or before the first day of June next, make or cause to be made and filed in the office of the county auditor of the county of Sibley aforesaid, a plat of the survey and field notes of said road, as also a report of the damages assessed by them or determined by agreement, as provided in section four of this act, sustained by the owner of any lands in said county of Sibley, over which said road shall be located, which said report shall be subscribed by said commissioners or a majority of them, and upon the filing of such plat, field notes and report so much of the said road as is included in said plat, shall be deemed to be located and established as therein described, and be deemed a public highway, and shall thereafter be improved and repaired in same manner as county roads are improved and repaired, by the county and towns in which said road is located.

When act to take
effect.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved March 2, 1868.