

ty-sixth, one thousand eight hundred and fifty-seven, for the purpose of and to be expended in the survey, location and improvement of the said road in the manner hereinbefore prescribed. *Provided*, That in case of moneys in the state treasury applicable to the purposes of this act according to the foregoing provisions of this section, are insufficient to meet the appropriation of five thousand dollars, the amount of such deficiency is hereby appropriated and shall be payable out of any moneys in the state treasury not otherwise appropriated, belonging to the general revenue fund, for the purpose of surveying, locating and improving said road.

When act to take effect.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 6, 1868.

CHAPTER CXLI.

An Act to amend an act entitled "an act to amend an act, entitled an act to amend an act entitled an act to provide for the location and construction of a State Road from the vicinity of St. Cloud to Lake Superior, approved March fourth, eighteen hundred and sixty-four."

March 6, 1868.

SECTION 1. Amend by striking out "four," and inserting eight.

2. When act to take effect.

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

Strike out 'four' and insert eight.

SECTION 1. That section one of an act approved March first, one thousand eight hundred and sixty-six, entitled "an act to amend an an act entitled an act to amend an act, entitled an act to provide for the location and construction of a state road from the vicinity of St. Cloud to Lake Superior, approved March fourth, eighteen hundred and six-

ty four, be amended by striking out the word four, in the last of said section, line and inserting in lieu thereof the word eight.

SEC. 2. This act shall take effect and be in force from and after its passage. When act to take effect.

Approved March 6, 1868.

CHAPTER CXLII.

An Act to locate and establish a State Road.

March 6, 1868.

- SECTION 1. Commissioners appointed to locate State Road.
2. Commissioners to hold meeting.
 3. May employ surveyor, &c.—duties of.
 4. Damages sustained, how ascertained.
 5. How expenses of locating said road to be defrayed.
 6. Persons feeling aggrieved may have the right of appeal.
 7. What to constitute a legal road.
 8. When road deemed established.
 9. When act to take effect.

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

SECTION 1. That O. E. Gursison, Moses Cambell, and Wm. F. Hicks, are hereby appointed commissioners to survey, locate and establish a state road, from the east end of the bridge across the Mississippi river opposite the incorporate town of St. Cloud, and now in process of construction, and running from thence by the most feasible route to some point on the east side of township number thirty-seven, range number twenty-eight, in Benton county. To locate State road.

SEC. 2. That said commissioners shall meet for the discharge of the duties imposed upon them by this act, at some time and place as shall be most convenient for them, and if either of said commissioners shall be unable to discharge said duties, he shall have power to substitute some one to To hold meeting.