

CHAPTER CX.

March 1, 1869.

An Act to locate a State Road from Lake George, in the County of Stearns, to Otter Tail Lake, or some point on Red River near said lake, in the County of Otter Tail.

- SECTION 1. Commissioners appointed to locate, survey and establish said road.
2. When and where to meet.
 3. Vacancy, how filled—may employ a surveyor, &c.—compensation—expenses, how paid.
 4. Surveyor to file plat of road.
 5. When act to take effect.

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

Commissioners
appointed—for
what purpose.

SECTION. 1. That L. B. Raymond, S. B. McGuire and Marcus Shaw are hereby appointed commissioners to locate, survey and establish a state road, commencing at a point near the north end of Lake George, in the county of Stearns, and running from there by the way of Alexandria and the township of Leaf Valley, in Douglas county, to Otter Tail Lake, or to some point on Red River near said lake, in the county of Otter Tail.

When and
where to meet.

SEC. 2. It shall be the duty of said commissioners to meet at the town of Alexandria on or before the first day of April, A. D. one thousand eight hundred and sixty-nine, when they shall proceed to the discharge of their duties as herein specified.

Vacancy, how
filled—may em-
ploy a surveyor,
&c.—compensa-
tion—expenses,
how paid.

SEC. 3. In case any one of the said commissioners shall refuse or neglect to discharge his duties as such commissioner, the other two commissioners shall have the power to appoint a substitute in his stead, and any two (2) of said commissioners shall have the power to act in the absence of the third commissioner; and the said commissioners shall have power to employ one surveyor at four dollars per day, and two chainmen, one axeman and one flagman at two dollars per day each; and the said

commissioners shall be paid at the rate of three dollars per day each, all of which expense shall be paid by the several counties through which the said road shall be located, except that whatever expense shall be incurred in locating the said road in Otter Tail county shall be paid by Douglas county; and the county auditors of the counties of Stearns, Pope and Douglas are hereby authorized and required to issue the orders of their several counties in payment of such accounts as the said commissioners shall certify on oath to be properly due from the said several counties under the provisions of this act.

SEC. 4. At each end and at every angle of the line of said road a good and substantial stake shall be set, and a profile of said road shall be made by the surveyor, and shall be filed in the office of the register of deeds of each of the organized counties through which the said road shall be located; and the said profile of said road, or of any point of said road, with the proper notes as to courses and distances attached, shall be prima facie evidence of the correctness of the same and of the legal existence of so much of said road as the said profile represents.

To file plat of road.

SEC. 5. This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved March 1, 1869.