

To file plat of road.

SEC. 3. The said commissioners shall file a certified plat of the survey in the office of the county auditor of Dakota county, which plat shall be legal evidence of the location and existence of said road.

Damages sustained, how ascertained.

SEC. 4. All damages sustained by the laying out and opening said road shall be ascertained and determined by said commissioners, or a majority of them, and shall be paid by Dakota county, as well as the reasonable expense incurred in laying out and surveying the same.

When act to take effect.

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

Approved March 6, 1871.

CHAPTER CXIV.

March 6, 1871.

An Act to amend Section four of Chapter one hundred and fifty-five of the Special Laws of one thousand eight hundred and seventy, being an act to provide for the location of a State Road from Burnsville to Shakopee.

SECTION 1. Amendment to Section four (4), Chapter one hundred and fifty-five (155), Special Laws of 1870. How expenses of locating said road to be defrayed.

2. When act to take effect.

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

SECTION 1. That section four of the special laws of the year A. D. one thousand eight hundred and seventy, be amended so as to read as follows :

How expenses of locating said road to be defrayed.

Sec. 4. That the expenses of the location and survey of said road, shall be paid proportionately by the counties through which the same may pass; *Provided*, That the commissioners shall not receive more than two dollars and fifty cents per day, and not to exceed three days each, and the axmen and chainmen one dollar and fifty cents per day each; *Provided further*, That all expenses for

the right of way for said road, shall be paid for by the several towns through which the said road passes, the same as township roads.

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

Approved March 6, 1871.

CHAPTER CXV.

An Act to locate, survey and establish, a State Road from Willmar in Kandiyohi County, to Vicksburg in Renville County. March 6, 1871.

- SECTION 1. Commissioners appointed to locate, survey and establish said road.
2. When to meet—vacancy how filled.
 3. May employ surveyor and assistants—compensation.
 4. How expenses of locating said road to be defrayed.
 5. Damages sustained, how ascertained.
 6. Commissioners to file plat of road.
 7. When act to take effect.

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

SECTION 1. That A. S. Lybe, A. E. Rice and H. E. Wadsworth, are hereby appointed commissioners to locate survey and establish a state road, from Willmar in Kandiyohi county, to Vicksburg in Renville county. Commissioners appointed to locate said road.

SEC. 2. The commissioners shall meet in Willmar on any day subsequent to the passage of this act that may be agreed on by them, or a majority of them, and proceed to discharge their duties under this act, and if any of said commissioners appointed under this act shall be unable from any cause to perform the duties imposed by this act, he shall have power to appoint a substitute, who shall have the same authority when so appointed, as one of the commissioners named in this act. When to meet—vacancy, how filled.