

## CHAPTER CLXIII.

March 4, 1872.

*An Act to Authorize the Location and Establishment of a State Road from Rockford, in Wright County, via Delano, to Watertown, in Carver County.*

- SECTION 1. Commissioners named to locate a state road.
2. Meeting of commissioners to enter upon their duties.
  3. Surveyor and reasonable expense to be paid from the counties through which the road passes
  4. Stakes to be set and plat of the road filed.
  5. The making and filing of plat to be evidence of location of road.
  6. Damages to be appraised, and right of appeal to county commissioners.
  7. A majority of commissioners named authorized to perform the duties herein prescribed.
  8. When act to take effect.

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

Commissioners  
to locate state  
road

SECTION 1. That G. D. George, R. W. Currier, J. F. Powers, S. B. Kohler and J. K. Cullen, are hereby appointed commissioners to locate, survey and establish a state road from the village of Rockford, in Wright county, via Delano, to Watertown, in the county of Carver.

Meeting of  
commissioners

SEC. 2. It shall be the duty of said commissioners to meet at Delano on or before the first day of June, A. D. 1872, and there make oath that they will faithfully discharge their duties as provided by this act, and impartially assess damages if any they find to be sustained by the owners of land through which the said road may pass, which oath shall be subscribed by each of said commissioners and deposited with the person before whom said oath was taken.

Expenses of  
surveyor &c.,  
paid by whom.

SEC. 3. The said commissioners are hereby authorized to employ one competent surveyor to assist in the location and survey of said road, and all reasonable expense incurred by them in the discharge of their duties under this act, shall be paid by the several counties through which said road may pass, in proportion to the length of said road lying in said counties respectively, except as to the expense of laying out and opening that portion of said road which may be located

in Hennepin county, which shall be paid by the towns of Rockford and Franklin, in Wright county.

SEC. 4. The said commissioners shall cause a substantial stake, properly marked, to be set at each end and at each angle of said road, and on or before the first day of July next, they shall cause accurate plats of said road to be filed in the office of the register of deeds in each county through which the same may pass.

Stakes set and plat of road to be filed.

SEC. 5. The making and filing of the plats of the survey of said road in the manner prescribed in section four of this act shall be sufficient to establish said road, without making any other order or instrument whatever, and a certified copy of said plat, under the hand and official seal of the proper register of deeds, shall be sufficient evidence of the location and establishment of said road in all courts of this state.

Making and filing plat evidence of location.

SEC. 6. It shall be the duty of said commissioners to appraise the damages sustained by each owner of land through which said road shall pass, and if any person shall feel aggrieved by such appraisement he may appeal to the county commissioners of the county in which such lands are situated, within thirty days after actual notice of said appraisal, and the said commissioners shall, at their next regular meeting, hear and determine said appeal as they may deem just.

Damages assessed and appealed to whom

SEC. 7. A majority of the commissioners named in this act shall have full power and authority to perform the duties herein prescribed and the acts of such majority shall be deemed the acts of the whole.

Majority of commissioners may perform these duties.

SEC. 8. This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved March 4, 1872.