

CHAPTER CLXX.

AN ACT TO LOCATE A STATE ROAD FROM WILLMAR, IN KANDIYOH COUNTY, TO GRANITE FALLS, IN YELLOW MEDICINE COUNTY, WITH A BRANCH TO THE MOUTH OF HAWK CREEK.

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

SECTION 1. That L. C. Laird, S. Holmes and J. H. Mountain, are hereby appointed commissioners to survey, locate and establish a state road from Willmar, in Kandiyohi county, to Granite Falls, in Yellow Medicine county, with a branch road leading from some proper point on said road, to the mouth of Hawk Creek, in Renville county.

SEC. 2. It shall be the duty of said commissioners to meet at Willmar, on or before the first day of June, eighteen hundred and seventy-five, and there make oath that they will faithfully discharge their duties as provided by this act, which oath shall be deposited with the person before whom it was taken.

SEC. 3. The said commissioners are hereby authorized to employ all reasonable help, and all reasonable expenses incurred by them shall be paid by the counties through which said road shall pass, in proportion to the length of said road in each county respectively; and all damages awarded by said commissioners, shall be paid by the county in which the land is located.

SEC. 4. The said commissioners shall cause a substantial stake to be set at each angle of the road, and at such other places as they deem advisable; and they shall cause accurate plats of said road to be filed in the office of the register of deeds in each of the counties through which said road may pass, together with an accurate statement of all damages awarded by them, which said plat and statement of damages, shall be signed and certified by said commissioners.

SEC. 5. The making and filing of the plats of the said road in the manner prescribed by section four of this act, shall be sufficient to establish said road.

SEC. 6. It shall be the duty of said commissioners to appraise the damages sustained by each owner of land through which said road passes, and if any person feels aggrieved by such appraisal, he may, within thirty days after the filing of the appraisal or statement of damages in the office of the register of deeds, appeal to the district court of the county in which the land is located, by serving a notice of such appeal upon the county attorney of the county, and one of the commissioners appointed by this act.

SEC. 7. A majority of the commissioners named in this act shall have full authority to act as required herein, and in case a majority cannot be found to act, the governor shall fill such commission by appointment.

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

Approved March 4, 1875.

CHAPTER CLXXI.

AN ACT TO PROVIDE FOR LAYING OUT A STATE ROAD FROM HERMAN, IN GRANT COUNTY, TO THE SOUTHEAST END OF LAKE TRAVERSE, NEAR BROWN'S PLACE.

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

SECTION 1. That O. Westin, W. J. Brown, and S. Tragner, all of said state, are hereby appointed commissioners to locate, survey and establish a state road from Herman, in Grant county, to the southeast end of Lake Traverse, near Brown's place, on the Morris and Fort Wadsworth road, by the nearest and most practicable route.

SEC. 2. Said commissioners shall meet at the village of Herman, in Grant county, state of Minnesota, on or before the first day of June, A. D. eighteen hundred and seventy-five, and proceed to discharge their duties under this act, and if any of said commissioners shall from any cause be unable to perform the duties imposed by this act, he shall have power to appoint a substitute, which appointment shall be in writing, and the person so appointed shall have the same authority as one of the commissioners named in this act.

SEC. 3. Said commissioners are hereby authorized to employ in locating said road, one surveyor, one axeman and two chainmen; *Provided*, That said commissioners shall not receive more than two dollars and fifty cents per day, and the axeman and chainmen shall not receive more than one dollar and fifty cents per day each for their services.

SEC. 4. Said commissioners shall cause accurate plats of the survey and location of said road to be made, particularly describing the route thereof by courses and distances, one of which shall be filed in the office of the county auditor in each of the counties in which said road is located.

SEC. 5. At each angle in said road there shall be a good and substantial stake set, and marked "angle," and at each mile station of the line of said road there shall be a good and substantial stake set, and marked with the distance from the point of starting.

SEC. 6. The expense of locating said road shall be paid by the respective counties in which said road may pass, in proportion to the distance it may run in each county.

SEC. 7. The said commissioners shall at the time of locating said road, appraise the damages or compensation to be paid to each per-