

## CHAPTER CX.

AN ACT TO DETACH CERTAIN TERRITORY FROM SCHOOL DISTRICT NUMBER THIRTY-EIGHT, OF WRIGHT COUNTY, AND TO ATTACH THE SAME TO CLEARWATER INDEPENDENT SCHOOL DISTRICT, OF THE COUNTIES OF WRIGHT AND STEARNS.

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

SECTION 1. That the following described territory and parcel of land, to wit: The northwest quarter of the northeast quarter, and the southwest quarter of the northeast quarter of section number eleven (11), of township number one hundred and twenty-two (122), of range twenty-seven (27) west, be and the same is hereby detached from school district number thirty-eight (38), of the county of Wright, and annexed to and made part of Clearwater independent district of the counties of Wright and Stearns.

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

Approved February 14, 1876.

## CHAPTER CXI.

AN ACT PROVIDING FOR THE LOCATION OF A STATE ROAD FROM BECKER STATION, IN SHERBURNE COUNTY, TO SAUK RAPIDS, IN BENTON COUNTY.

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

SECTION 1. That A. M. Fridley and E. F. Hurd of Sherburne county, and L. Robinson, Senior, of Benton county, are hereby appointed commissioners to locate, survey and establish a state road from Becker Station in the county of Sherburne, along the line of the 1st. division of the St. Paul and Pacific Railroad, and as near thereto as practicable, to the town of Sauk Rapids, in Benton county, connecting with one of the principal streets of Sweet's addition to said town.

SEC. 2. It shall be the duty of said commissioners to meet at Becker Station, on or before the 10th day of April, A. D. 1876, and there make oath that they will faithfully discharge their duties as provided by this act, and impartially assess the damages, sustained by the owners of

the lands through which said road may pass, which oath shall be subscribed by each of the commissioners, and deposited with the person before whom it was taken.

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 three dollars each per day; the axeman and the chainmen not more than two dollars each per day, and the surveyor not more than four dollars per day, for their services, and the expense incurred by them shall be paid by the counties, through which the said road may pass, in proportion to the length of said road in each of the counties, respectively, as certified to by the said commissioners, and all damages awarded by said commissioners, shall be paid by the county, in which the land is located to which the damages pertain, as certified to by the said commissioners.

SEC. 4. Said commissioners shall cause a substantial stake, properly marked, to be set at each angle of said road, and in such other places as they may determine, and the said commissioners shall cause accurate plats of said road to be filed in the office of 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, the said commissioners, which said plat and statement of damages, shall be signed and certified to by said commissioners.

SEC. 5. The making and filing of said plat of said road in the manner prescribed by section four of this act, shall be sufficient, together with the payment of all costs and damages or ample provision therefor, as herein prescribed, to establish said road without any further orders or instruments whatever.

SEC. 6. It shall be the duty of said commissioners to appraise the damages sustained by each owner of lands through which the said road may pass, and if any person feels aggrieved by such appraisal he may within thirty days after notice of such appraisal, by himself or agent, appeal to the district court of the county in which such land is located, in the manner provided for appeals from justice court. *Provided*, That the publication of a statement of the damages awarded by the said commissioners, for three successive weeks in the "Sauk Rapids Sentinel," and the "Elk River News," shall be sufficient notice as required 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 of said commissioners cannot be found to act, then upon the notification of such fact by either of said commissioners, the governor of the state may appoint to fill vacancies.

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

Approved March 1st, 1876.