

## CHAPTER 232.

AN ACT TO LOCATE AND ESTABLISH A STATE ROAD FROM DELANO, IN THE TOWN OF FRANKLIN TO BUFFALO, THE COUNTY SEAT OF WRIGHT COUNTY, MINNESOTA.

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

SECTION 1. That Lewis Rausch and William Ziebarth, of the town of Franklin, and Norman Dyer, of the town of Rockford,—all in Wright county, State aforesaid, are hereby appointed commissioners to survey, locate and establish a high road from Delano, in Wright county, on the most direct and feasible route to Buffalo, in Wright county.

SEC. 2. It shall be the duty of the said commissioners, or a majority of them, to meet at the county auditor's office, in the said county of Wright, on any day subsequent to the passage and approval of this act, and there make oath that they will faithfully discharge their duties as provided by this act, and impartially assess damage, if any they find to be sustained by the owners of land through which said road may run, and then proceed to the discharge of their duties.

SEC. 3. The said commissioners are hereby authorized to employ, in discharging said duties, one surveyor and two chainmen; the said commissioners shall receive for their services two dollars (\$2.00) per day, while actually employed; the said surveyor shall receive four dollars (\$4.00) per day, and said chainman no more than one dollar and fifty cents (\$1.50) per day.

SEC. 4. The said commissioners shall cause the surveyor so employed, to make an accurate plot of said road, showing its survey and location, particularly describing the line thereof by metes and bounds, courses and distances, which plat shall be filed in the office of the register of deeds, of said county of Wright.

SEC. 5. The said commissioners shall assess such damages sustained by the owners of lands through which said road may be located, as they may deem just, taking the advantages and benefits derived therefrom into consideration, and shall file a statement of such assessment of damages, within one month after the filing of the plats, as provided in section four of this act, with the county commissioners of the said county of Wright.

SEC. 6. The expense incurred in the surveying and location of said road shall be paid by the said county of Wright, and said road commissioners shall file a statement of such expenses, at the time of filing the statement of assessments of land damages, with the county commissioners of the said county of Wright.

SEC. 7. The said county commissioners of Wright county, when the filing of the plats and assessment of damages, and the

statement of expenses shall have been performed by the said road commissioners, as provided in this act, shall, at their first regular or special session held thereafter, cause the orders of the county of Wright to be issued in payment of the expenses of said location and survey, as provided for in section six (6) of this act, and shall also issue the orders of said county in payment of the damages to the owners of lands sustaining damages, in such amounts as shall be assessed by said road commissioners.

SEC. 8. Any person aggrieved by such assessment of damages, or by reason of neglect and refusal to allow in the location of said road, may appeal from the action of said commissioners and county commissioners to the district court of said Wright county; said appeal shall be taken within ten (10) days after the session of said board of county commissioners, at which said plat and report are presented, by the serving on the county attorney of said Wright county, a notice of said appeal, and a copy of the appellant complaint therein; like pleadings and proceedings shall be had as in actions originally commenced in said district court.

SEC. 9. The said commissioners, in assessing damages to owners of lands through which said road may pass, shall omit to make any such assessment on the cause of lands lying adjacent to such parts of such road as has been used and worked upon by the public for the period of five years past.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved February 27, 1878.

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## CHAPTER 233.

### AN ACT GRANTING SPECIAL POWERS TO THE SUPERVISORS OF THE TOWN OF HARTLAND, IN FREEBORN COUNTY, MINNESOTA.

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

SECTION 1. All that territory described as follows, to-wit: The south half of the southwest quarter of the northwest quarter of section sixteen (16), and the north half of the northwest quarter of the northwest quarter of section twenty-one (21), township one hundred and four (104), range twenty-two (22), lying and being in the town of Hartland in Freeborn county, Minnesota, and all additions thereto that may hereafter be laid out, platted and recorded as such, shall be known as the village of Hartland.