

State and territorial roads through established parks vacated.

braced within the limits of any public park in any city in this state, which park contains walks and drives through the same, so much of said state and territorial roads as is embraced within the limits of any such public park is hereby vacated; *Provided, however,* that nothing herein contained shall apply to any portion of any road or street which has been designated as a park-way by any board of park commissioners.

SEC. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 31, 1891.

CHAPTER 24.

[H. F. No. 888.]

Roads through more than one county.

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF ROADS IN MORE THAN ONE COUNTY IN THIS STATE, WHERE SUCH COUNTIES ARE NOT IN THE SAME JUDICIAL DISTRICT.

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

Petition for same.

SECTION 1. Whenever a petition praying that a road be laid through two or more adjoining counties in this state, or along the county lines dividing said counties, or partly along said county line and partly in one of said counties, signed by twenty (20) legal voters resident in one of said counties, shall be presented to the judge of the district court of the judicial district in which one or more of said counties is located, the said judge is hereby authorized to appoint three (3) commissioners, whose duty it shall be to meet at such times and places as may be necessary, and to immediately proceed to lay out a road as directed by said district judge in accordance with the prayer of the petitioners; *Provided,* that no road shall be ordered by any such district judge to extend more than six (6) miles outside the judicial district in which the application is made, and such road shall be extended beyond the district only for the purpose of commencing or ending at some village or public road; and *Provided further,* That this limitation shall not be construed to apply to that portion of such road extending along the line of the county located in such judicial district. The same notice shall be given of the presenting of such petition as is now required for the presenting of a petition for a road in more than one county by section seventy-seven (77) of Chapter thirteen (13) of the General Statutes of the state of Minnesota, and all pro-

Commissioners to be appointed.

Notices to be given.

ceeding had hereunder shall conform as near as may be to sections seventy-seven (77), seventy-eight (78), seventy-nine (79), eighty (80), eighty-one (81), eighty-two (82), eighty-three (83) and eighty-four (84) of said Chapter thirteen (13) of the General Statutes of the state of Minnesota; and the commissioners hereby provided for shall have the same powers, rights, duties and obligations as are provided for in said sections; and in addition to the reports now required by said sections to be filed by the commissioners therein referred to, it shall be the duty of said commissioners to file duplicate reports in each of the counties through which said road may pass, or in which the same may be partially located.

Powers of commissioners.

SEC. 2. The damages sustained by any person by reason of said road, and the apportionment of the same between the counties through or along which said road may be located, shall be ascertained and paid in the same manner as is now provided for in said sections above referred to, except that the apportionment of the same between said counties shall be made by the unanimous decisions of a district judge from each of the judicial districts along or through which said road may pass.

Damages, apportionment.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved April 20, 1891.

CHAPTER 25.

[H. F. No. 302.]

AN ACT RELATIVE TO PLATS OF TOWNS AND CITIES IN THIS STATE, AND OF ADDITIONS TO AND SUBDIVISIONS THEREOF, AND THE CORRECTION AND LEGALIZATION OF THE SAME.

Plats of towns and cities.

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

SECTION 1. That in all cases where the plats or what purport to be plats of any towns or cities in this state, or of additions to or subdivisions thereof, or copies thereof, fail to identify and show correctly, upon their face, the tract of land covered or intended to be covered thereby, the surveyors, or one of them, who laid out or surveyed the same, and, in case said surveyor or surveyors shall have died, or his or their place of abode be unknown, or he or they be unable or refuse to make or execute such certificate, one or more of the original proprietors may, within one (1) year from the passage of this act, make and file in the office of the register of deeds of the county in which said lands are situated, a certificate duly executed and acknowledged by

Correction of plats to show land covered thereby.