

said commissioners to defray the expenses accruing or arising under this act, and all surplus over and above the necessary expenses under this act shall be returned to the state treasurer for the use of the state.

Commission to make regulations and report to governor.

SEC. 7. That the said board of commissioners are hereby empowered to make such rules and regulations from time to time, for the proper execution of the provisions of this act, as in their judgment they may deem necessary and requisite; and that they shall be required to make a report of the condition of the board to the governor biennially, on or before the first day of February.

Public examinations.

Said board shall hold public examination at least four (4) times a year in cities of over fifty thousand (50,000) inhabitants successively at such times as it may determine, and shall give notice of such meetings by publication thereof at least twenty (20) days before such meeting is to be held.

SEC. 8. That this act shall take effect from the date of its passage.

Approved April 23, 1897.

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## CHAPTER 320.

H. F. No. 310.

Public highways.

*An act relating to work upon public highways and defining the duties of township officers and overseers of highways in certain cases.*

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

Township surveyors to superintend road construction.

SECTION 1. Whenever a majority of the voters of such township at any annual town meeting, or at any special town meeting called for that purpose, shall so direct it shall be the duty of the board of supervisors to employ a competent surveyor or civil engineer to superintend the grading of the public highways in said town. In case the said board shall deem it for the best interests of said town to employ a surveyor or civil engineer, other than the county surveyor of the county in which such township is situate, the said county surveyor shall, upon request of said board, appoint the person so employed a deputy county surveyor, but the said county surveyor shall in no way become responsible for the acts of any such deputy, nor shall the person so appointed act as such deputy except in the township so requesting his appointment, nor except in relation to the public highways of such township.

To act as deputy to county surveyor for such purpose.

Duties of  
surveyor and  
supervisors.

SEC. 2. It shall be the duty of such surveyor or civil engineer, under the direction of such board of supervisors, to establish levels and grades for the highways of such township, or for such of said highways as the said board may direct, which levels and grades and excavations made in the construction of such grades shall be established with a view to the most efficient and practicable drainage of such highways. Whenever such grades shall be established, it shall be the duty of all overseers of highways in such township to have all work upon such highways done in conformity thereto, and all such work shall be done under the supervision of such surveyor or civil engineer, and any overseer of highways neglecting or refusing to have the work done in conformity to the directions of such surveyor or civil engineer shall not be entitled to any compensation for his services as such overseer.

SEC. 3. It shall be the duty of such supervisors and overseers of highways, from year to year, thereafter, to inspect, repair and maintain such grades and excavations in accordance with the spirit and intent of this act.

Compensation.

SEC. 4. The compensation of such surveyor or civil engineer for the time actually and properly employed in the duties hereintofore imposed shall not exceed the compensation allowed by law to county surveyors.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved April 23, 1897.

## CHAPTER 321.

H. F. No. 868.

*An act to authorize the state auditor to transfer a part of the reformatory current expense fund to a reformatory farm improvement and revolving fund.*

Transfer of  
reformatory  
funds.

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

SECTION 1. To facilitate the keeping of the accounts with the farm of the Minnesota state reformatory, the state auditor is hereby authorized to transfer five thousand (5,000) dollars from the reformatory current expense fund for the fiscal year ending July 31st, 1897, to a fund to be known as the reformatory farm improvement and revolving fund.

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

Approved April 23, 1897.