

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved April 13, 1899.

CHAPTER 202.

H. F. No. 843.

An act to amend chapter one hundred and ninety-nine (199) of the General Laws of eighteen hundred and ninety-seven (1897), and to repeal sections eighteen hundred and thirty-nine (1839), eighteen hundred and forty-one (1841) and eighteen hundred and forty-two (1842), of the General Statutes of eighteen hundred and ninety-four (1894), relating to laying out, altering or discontinuing county roads.

County roads, alteration and laying out of.

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

SECTION 1. That section two (2) of chapter one hundred and ninety-nine (199) of the General Laws of eighteen hundred and ninety-seven (1897) be amended so as to read as follows:

Sec. 2, C.
190. Laws
1897, amended.

Sec. 2. Upon being presented with such petition the board of county commissioners shall determine whether, in the judgment of the majority of the members thereof, the petition is reasonable on its face, and having so determined, the board shall order that a hearing be had upon the petition and shall designate a time when and a place where such hearing will be had; and the board shall appoint from its members a committee to examine such proposed location, establishment, change or vacation and designate a time when and a place where such committee will meet upon such route; and the board shall cause notices to be posted in the three (3) most public places in each of the towns to be affected by the proposed location, establishment, change or vacation, which notices shall each set forth a copy of the petition, together with a statement of the time when and the place where such committee will meet for such examination and the time when and the place where a hearing will be had upon the petition; and the posting of such notices shall be done at least thirty (30) days previous to the time designated for such hearing and shall be verified by the affidavit of the person posting the same.

Proceeding upon petition; to be heard if board think it reasonable.

Viewing committee to be appointed. Notice of hearing, etc.

SEC. 2. That section four (4) of said chapter one hundred and ninety-nine (199) be amended so as to read as follows:

Sec. 4, C. 189,
Laws 1897,
amended.

Viewing
committee
to report.

Sec. 4. And such committee shall complete their examination and make a report of their proceedings, setting forth the highway proposed to be located, established, changed or vacated by courses and distances and recommend therein according to the opinion of the majority either that the prayer of the petitioners be granted or rejected and shall return a copy of such report to the board of county commissioners at the time designated for a hearing upon the petition.

Sec. 5, C. 199,
Laws 1897,
amended.

SEC. 3. That section five (5) of said chapter one hundred and ninety-nine (199) be amended so as to read as follows:

Petition and
report of com-
mittee, how
heard by the
board.

Sec. 5. At the time and place designated for a hearing upon such petition, the committee appointed to examine such proposed location, establishment, change or vacation, having returned a copy of its report, and the same having been duly considered, the board shall hear all that may be said in favor of and against the granting of the petition and shall determine the prayer of such petition; and the board shall declare it granted if a majority of the board so agree, and shall direct the auditor to notify the supervisors of the several towns affected by such location, establishment, change or vacation of a highway, whereupon such supervisors shall cause to be opened or vacated so much of such highway as lies in their respective towns as directed in such notification; *provided*, that all damages by reason of laying out or altering any county road shall be assessed by the commissioners laying out or altering such road, and paid by the county.

Road opened
on decision
of majority
of board.
Notice to town
supervisors.

SEC. 4. That sections eighteen hundred and thirty-nine (1839), eighteen hundred and forty-one (1841), and eighteen hundred and forty-two (1842) of the General Statutes of eighteen hundred and ninety-four (1894), are hereby repealed.

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

Approved April 13, 1899.

CHAPTER 203.

H. F. No. 155.

State prison;
investiga-
tion of.

An act to provide for the compensation of a commission appointed by the governor of Minnesota to investigate certain charges against the Minnesota state prison in the year 1898.

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