

Sec. 2. Reports to be available to Children's Bureau.—Such reports shall be made available to the children's bureau and such children's bureau shall disseminate information designed to prevent the permanent crippling or handicapping of children.

Sec. 3. State Board of Health to furnish blanks.—The state board of health shall formulate and furnish to such persons blanks on which such reports may be made.

Approved April 24, 1929.

CHAPTER 329—S. F. No. 714

An act to amend General Statutes of Minnesota for 1923, Section 2609, to provide for an appeal to the district court from the orders of town boards in certain cases.

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

Section 1. That Section 2609, General Statutes of Minnesota for 1923 be and the same is hereby amended so as to read as follows:

Sec. 1, 2609, sub. (1).—Hedges and Trees.—The town boards of supervisors, as to town and county roads, outside the corporate limits of cities and villages, the county boards as to state aid roads, and the commissioner of highways as to trunk highways, are hereby given the right and power to determine upon the necessity and order the cutting down of hedges and trees within the road limits after having given ten days' written notice to the owner or owners of the abutting land and an opportunity to be heard. Provided, that trees, other than willow trees shall not be so cut down unless such trees or hedges, or either of them, interfere with the keeping the surface of the road in good order, or cause the snow to drift onto or accumulate upon said road in quantities that materially obstruct travel. The said boards and commissioner, respectively, shall also have power to properly mark or light dangerous places on the public highways, and take such measures as may be necessary to protect travel thereon.

Sub. (2). When the respective board or the commissioner of highways shall determine that such cutting down of hedges or trees within the limits of such roads is necessary, or that same would aid materially in keeping such roads in repair or free from snow, it shall notify the owner or owners of the abutting lands by written notice of such decision, and order the trees or hedges cut down within thirty days after such notice. If the said owner or owners fail or refuse to comply with such notice and order within the time specified, the said board or commissioner of highways shall have the power to cause such trees or hedges to be cut down. The timber and wood of such trees shall belong to the said owner or owners of the abutting land; provided, they pay the expense of cutting down said trees or hedges and remove the same from the roadside within said thirty days. If such timber or wood is not removed within said time, the board or commissioner of highways, as the case may be, shall have the power to sell or dispose of the same or destroy it if it cannot be sold, and if sold, shall pay the proceeds thereof to the owner or owners of the abutting lands after deducting the costs of such cutting and sale.

Sub. (3). The town boards of supervisors and the county boards are hereby granted the further right and power to appropriate and pay out of their respective road and bridge fund, or from any other fund available, the cost of cutting down such trees and hedges and the removal or destruction of the same, if done at public expense, and the cost of marking or lighting dangerous places on said highways.

Sub. (4). Any person aggrieved by any determination or order of a town board of supervisors ordering or refusing to order the cutting down or removal of such hedges or trees may appeal therefrom within thirty days after the filing of such order or determination to the district court of the county, by filing with the clerk of such court a bond in the sum of not less than two hundred and fifty dollars (\$250.00), approved by the judge or by the court commissioner or auditor of such county, conditioned to pay all costs arising from such appeal in case the determination or order is sustained, and by service upon the chairman of the town board of a notice of appeal stating briefly the grounds of appeal and signed by the party appealing or his attorney and filing same with proof of service with the clerk of court of said county. Such appeal shall be entered upon the calendar for trial at the next general term of the court occurring more than twenty days after the appeal is perfected. Such appeal and matter shall be tried *de novo* in such court and either party shall be entitled to a jury trial upon demand.

Approved April 24, 1929.