

“(d) At the time of filing the notice of appeal the appellant shall pay to the clerk of the board an appeal fee equal to ten cents for each one hundred dollars or fraction thereof of the amount at issue in the proceedings; provided, that the minimum fee shall be \$5 and the maximum fee \$15; provided further, that no appeal fee shall be required of the *commissioner of taxation, the attorney general*, the state or any of its political subdivisions. In any case where the foregoing provisions for determination of the appeal fee are inapplicable the amount of the fee shall be \$10.”

Sec. 4. **Law amended—pleadings.**—Mason’s Supplement 1940, Section 2362-19, Subdivision (b), is hereby amended so as to read as follows:

“(b) Within twenty days after notice of the making and filing of the order of the board, and in any case within sixty days after the making and filing of such order, the petitioner for review shall obtain from the supreme court a writ of certiorari, and shall serve the same upon the commissioner of taxation and upon all other parties appearing in the proceedings before the board, also upon the attorney general, unless he is the petitioner, and shall file the original, with proof of such service, with the clerk of the board. Every petitioner except the attorney general, *the commissioner of taxation, the state and its political subdivisions*, shall also pay to the clerk a fee of \$15 and file a bond or make a deposit in like manner and amount as in case of an appeal from the district court. The fee shall be disposed of as in such case. Return upon the writ shall be made to the supreme court and the matter shall be heard and determined by the court as in other certiorari cases, subject to the provisions hereof and to such rules as the court may prescribe for cases arising hereunder.”

Approved March 25, 1943.

CHAPTER 175—S. F. No. 565.

An act authorizing town boards and county boards, in certain counties with the consent of the commissioner of conservation, to construct and repair roads within the boundaries of state parks and limiting the amount to be spent in one year.

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

Section 1. **Towns Boards and County Boards in certain counties to extend roads.**—Town boards and county boards located in

any county of this state having a population of not less than 20,000, nor more than 26,000, inhabitants according to the last federal census, and having assessed valuation of not less than \$5,500,000, nor more than \$9,000,000, exclusive of money and credits, and containing a total acreage of not less than 550,000, nor more than 552,000 acres, are hereby authorized to extend their respective road systems within the boundaries of state parks if and when they obtain the consent in writing therefor from the commissioner of conservation.

Sec. 2. Roads in state parks.—Before any road shall be laid out by a town board or a county board within the boundaries of a state park, there shall be submitted to the commissioner of conservation by the town board or county board proposing to establish such highway, a map showing the location of such road, the point where it enters the state park, its route therein and the point where it leaves the state park. Plans and specifications for such road showing the details involved in its construction and the estimated cost thereof shall be submitted therewith to the commissioner of conservation. If the commissioner of conservation shall approve the establishment and construction of such road so proposed he shall make an order approving the same which shall be filed in his office and a copy thereof transmitted to the clerk of the board proposing to construct the same. Such copy shall be filed in the office of the board proposing to construct the road whereupon it shall be authorized to establish and construct the proposed road.

Sec. 3. Limit of expenditures.—Not more than \$1,000 shall be spent by any town board or county board in one calendar year on any such road so constructed.

Sec. 4. Limit of expenditures for repairs.—Not more than \$1,000 shall be spent by any town board or county board for the maintenance or repair of any such road in any one calendar year, and not more than \$1,000 shall be spent in any one calendar year by any county board or town board for both construction and maintenance of such road in one calendar year.

Sec. 5. Shall become part of road system.—After such road shall be constructed by either a town board or county board, it shall be a part of the system of roads in that municipality and the existing laws shall apply thereto. Provided, that nothing in this act shall deprive the commissioner of conservation of any authority vested in him by law over property included in state parks.

Sec. 6. Effective until Jan. 1, 1945.—This act shall be and remain in full force and effect until January 1st, 1945.

Approved March 25, 1943.