

163.01 Power of town board over roads. Subdivision

1. **Supervision.** The town board of each town shall have general care and supervision of all town roads therein and shall procure machinery, implements, tools, stone, gravel, and other material required for the construction and repair thereof.

Sec. 2. Minnesota Statutes 1953, Section 163.01, Subdivision 2, is amended to read :

Subd 2. **Appropriation.** The town board may appropriate money from the town road and bridge fund to aid in the construction or improvement within the town of any county road or any road which has been designated as a *county-state aid highway*. Any money so appropriated shall be paid into the county road and bridge fund and used only for the purpose designated by the town board at the time it makes such appropriation. The town board may with the consent of the county board appropriate to the county the whole or any part of the town road and bridge fund and the town dragging fund for the purpose of constructing, improving, or maintaining such highways, for the construction, improvement, or maintenance of which the town is liable, as the town board shall designate. Any money so appropriated shall be paid into the county road and bridge fund and used only for the purpose designated by the town board at the time it makes such appropriation.

Sec. 3. This act takes effect on July 1, 1957.

Approved April 20, 1957.

CHAPTER 528—H. F. No. 169

An act relating to game and fish; granting authority to the commissioner of conservation relating to the removal of beaver; amending Minnesota Statutes 1953, Section 98.48, Subdivision 5.

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

Section 1. Minnesota Statutes 1953, Section 98.48, Subdivision 5, is amended to read :

Subd. 5. The commissioner may issue special permits, without fee, to take any protected wild animals which are doing damage to private or public property, except that as to beaver the regular license and seal provisions shall apply.

Any special permit issued by the commissioner to take beaver which are doing damage to private or public property shall state the number of beaver which may be so taken under the permit.

Approved April 20, 1957.

CHAPTER 529—H. F. No. 190

An act relating to highway bridges over railroads; amending Minnesota Statutes 1953, Section 164.30.

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

Section 1. Minnesota Statutes 1953, Section 164.30, is amended to read:

164.30 **Bridges, condemnation.** Upon the complaint of the commissioner of highways, as to trunk highways, the county board of any county, as to *county-state aid highways* and county roads, the town board of any town, as to town roads, *the governing body of any city, village or borough having a population of 5,000 or more*, filed with the railroad and warehouse commission, that any highway bridge over any railroad is unsafe for the accommodation of the travel thereon on account of the strength or width thereof, the width, manner of construction, or grade of the approaches thereto, the clearance thereof above the rails, or for any other cause, the railroad and warehouse commission shall forthwith proceed to investigate the matters contained in the complaint, giving the complainant and the railroad company an opportunity to be heard, at a time and place to be fixed by it, after such notice as it may deem reasonable. Upon such hearing, or any appeal from the order of the railroad and warehouse commission made thereon, a certified copy of any order of the commissioner of highways or resolution of the county board, town board, *or governing body of any city, village or borough having a population of 5,000 or more*, as the case may be, condemning such bridge on account of its non-compliance with the provisions of any existing law relating to the construction of bridges on highways shall be deemed prima facie evidence of the facts therein recited and that such bridge is unsafe for travel.

Sec. 2. This act takes effect on July 1, 1957.

Approved April 20, 1957.
