

county auditor of the proper county, that such plat has been filed as above described.

How expenses to  
be paid.

SEC. 7. The expenses of surveying, locating and establishing said road shall be paid by the counties through or in which said road shall run, in proportion to the distance it shall run in said county.

SEC. 8. This act shall take effect from and after its passage.

Approved March 1, 1866.

## CHAPTER OVII.

February 23, 1866 *An Act to locate a State Road from Watertown, in Carver County, to Preston Lake.*

SECTION 1. Nominates certain parties to locate road.

2. Where and when Commissioners to meet.

3. How vacancies to be filled.

4. Commissioners to appoint Surveyor, &c.

5. Commissioners to file plat.

6. Damages to be appraised by Commissioners.

7. How expenses to be defrayed.

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

Commissioners  
to be appointed.

SECTION 1. That J. A. O. Flood, T. H. Pendergast and David Alway are hereby appointed commissioners to locate and establish a State road from Watertown, in Carver county, by way of Hutchinson, in McLeod county, to Lake Preston in township No. 115 north, of range No. 31 west.

Place of meeting.

SEC. 2. The said commissioners, or a majority of them, shall meet at Hutchinson, in McLeod county, on the third Monday in May next, and proceed to discharge their duties according to the provisions of this act.

SEC. 3. In case a majority of the above named commissioners shall fail to convene on the day as provided in section two, it shall be the duty of the commissioner that may be in attendance on the day so specified, to appoint substitutes. Vacancies—How filled.

SEC. 4. The said commissioners are hereby empowered to employ a surveyor, two chainmen and one axeman. May appoint officers.

SEC. 5. Said commissioners are hereby authorized to adopt the survey of any portion of the State road from Watertown to Hutchinson as now established. They shall, on or before the first day of January, 1867, file in the auditor's office of the respective counties, a plat of the survey of such portions of said road as shall be re-located between Watertown and Hutchinson, together with a plat of the road from Hutchinson to Preston Lake. Commissioners may adopt survey.

SEC. 6. The said commissioners shall appraise the damages sustained by each owner of land through which the said road shall pass, and shall file a certificate of such appraisal in the auditor's office of the respective counties, subject to appeal, as in the case of appraisal made by town supervisors. Appraisal of damages.

SEC. 7. That each county through which said road shall pass shall pay the reasonable expenses incurred in surveying and laying out the same in such county. Counties to pay expenses.

Approved February 28, 1866.