

CHAPTER XXX.

March 7, 1867

An Act to amend chapter 13 of the General Statutes of Minnesota, relating to roads, cartways and bridges.

SECTION 1.—Amendment of chapter 13 of general statutes.

2.—Compensation of overseers.

3.—Duty of overseer.

4.—Duty of town clerk.

5.—Repeals section 49.

6.—Damages, how paid.

7.—When act to take effect.

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

Amendment

SECTION 1. That said chapter be amended by striking out the word "after" in the eleventh line and inserting the word "before" in its stead.

Further amend't

SEC. 2. That section twenty-five of said chapter be amended so as to read as follows: Every overseer of highway shall be entitled to receive one dollar and fifty cents for every day he is necessarily employed in the execution of his duties as overseer; the number of days to be accounted to and audited by the supervisors of the town and paid out of any money in the town raised for the purpose of repairing and making roads and bridges not otherwise appropriated.

Duty of overseer

SEC. 3. That section twenty-six of said chapter be amended so as to read as follows: Every overseer of highway shall deliver to the chairman of the board of supervisors of his town on or before the twentieth day of October of each year, the lists furnished by the supervisors containing the land road tax, with his certificate thereon that on all tracts of land in said list opposite which the word "paid" is not written, such tax is due and remains unpaid according to the best of his knowledge and belief.

Orders to be filed

SEC. 4. That section thirty-seven be amended to read as follows: Every order of the supervisors for laying out, altering, or vacating any road, shall be

carefully filed by the town clerk, and the time hereinafter limited for appealing from the said order shall be computed from the time of filing the same; and immediately after the expiration of thirty days the town clerk shall cause every such order, together with the plat and survey, to be accurately recorded by some competent person in a suitable book to be provided by him for that purpose and called the "Road Book" of said town; and he shall also record or cause to be recorded in said book all orders of the county commissioners relating to appeals, and also the plat and survey of all county roads in the town, when certified by the county surveyor; *Provided*, That in case an appeal is taken he shall not record such order until a final decision is made, and not then unless the order is confirmed; but if the order is reversed he shall note the fact upon the back of the order.

SEC. 5. That section forty-nine of said chapter be and the same is hereby repealed. Repealed

SEC. 6. That section sixty-three be amended by adding the following words: *Provided*, That all damages sustained by reason of laying out or altering any county road shall be assessed by the county commissioners and paid by the county. Damages

SEC. 7. This act shall take effect and remain in force from and after its passage.

Approved March 7, 1867.