

CHAPTER LIII.

February 19, 1868

An Act to amend section nine (9), of chapter thirty-one (31), of the General Statutes of Minnesota, relating to Dams and Mills.

SECTION 1. Amendment to Section 9, Chapter 31, General Statutes. Costs of appeal by whom paid.

2. When act to take effect.

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

Who to pay costs of appeal.

SECTION 1. That section nine (9), of chapter thirty-one (31), of the general statutes, be and the same is hereby amended by adding thereto the following: *Provided*, That the petitioner may, after the filing of the report of the commissioners, tender to any land owner, whose land is claimed to be flowed or injured by such dam, any sum not less than the amount found by the commissioners, and if such land owner shall refuse to receive the same, and upon appeal fails to recover a greater sum than the amount so tendered him, he shall be adjudged to pay all costs arising upon any such appeal subsequent to said tender.

When act to take effect.

SEC. 2. This act shall take effect and be in force, from and after its passage.

Approved February 19, 1868.