

the right of way for said road, shall be paid for by the several towns through which the said road passes, the same as township roads.

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

Approved March 6, 1871.

CHAPTER CXV.

An Act to locate, survey and establish, a State Road from Willmar in Kandiyohi County, to Vicksburg in Renville County. March 6, 1871.

SECTION 1. Commissioners appointed to locate, survey and establish said road.

2. When to meet—vacancy how filled.
3. May employ surveyor and assistants—compensation.
4. How expenses of locating said road to be defrayed.
5. Damages sustained, how ascertained.
6. Commissioners to file plat of road.
7. When act to take effect.

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

SECTION 1. That A. S. Lybe, A. E. Rice and H. E. Wadsworth, are hereby appointed commissioners to locate survey and establish a state road, from Willmar in Kandiyohi county, to Vicksburg in Renville county. Commissioners appointed to locate said road.

SEC. 2. The commissioners shall meet in Willmar on any day subsequent to the passage of this act that may be agreed on by them, or a majority of them, and proceed to discharge their duties under this act, and if any of said commissioners appointed under this act shall be unable from any cause to perform the duties imposed by this act, he shall have power to appoint a substitute, who shall have the same authority when so appointed, as one of the commissioners named in this act. When to meet—vacancy, how filled.

May employ surveyor, etc.—compensation.

SEC. 3. Said commissioners are hereby authorized to employ in locating said road, two chainmen, one axman and one surveyor; *Provided*, Said commissioners, chainman and axman shall not receive more than two dollars per day, nor the surveyor more than four dollars per day, for services rendered by virtue of this act.

Expenses, how defrayed.

SEC. 4. The expense of locating said road, shall be paid by the counties in which said road may pass, in proportion to the distance it may run in each county.

Damages sustained, how ascertained.

SEC. 5. It shall be the duty of such commissioners to appraise the damages sustained by each owner of land through which said road may pass, and in case any one shall feel himself aggrieved by such appraisement, he may appeal to the county commissioners of said county at any time within thirty days after such appraisal, and the said county commissioners shall at their next annual meeting, hear and determine said appeal, and decide the same as they shall deem just.

To file plat of road.

SEC. 6. Said commissioners shall on or before the first day of September next, file an accurate plat of said road, in the office of register of deeds in each county in which said road may run, and thereafter said road shall be deemed established.

When act to take effect.

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

Approved March 6, 1871.