

Section lines to be considered public roads, where.

public roads have been laid out, or which have not been organized, the congressional section lines shall be considered public roads, to be opened to the width of two rods on each side of such section lines, upon the order of the board of supervisors, without any survey being had except where it may be necessary on account of variations caused by natural obstacles, subject, however, to all the provisions of this chapter in relation to assessment of damages.

Repeal of former laws.

SEC. 74. Chapter thirteen of the general laws and chapter thirty of the session laws of eighteen hundred and sixty-seven; chapters forty-eight and forty-nine of the session laws of eighteen hundred and sixty-eight; chapter thirty-three of the session laws of eighteen hundred and sixty-nine; chapters thirty-five and thirty-six of the session laws of eighteen hundred and seventy; chapters forty-one and forty-two of the session laws of eighteen hundred and seventy-one, and chapters forty-one and forty-two of the session laws of eighteen hundred and seventy-two, are hereby repealed.

Act takes effect.

SEC. 75. This act shall take effect and be in force from and after its publication.

Approved March 8, 1873.

CHAPTER VI.

AN ACT TO AMEND SECTION THREE OF CHAPTER FORTY OF THE GENERAL LAWS OF THE YEAR EIGHTEEN HUNDRED AND SEVENTY-TWO, RELATING TO PUBLIC ROADS.

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

SECTION 1. That section three of chapter forty of the general laws of the year A. D. eighteen hundred and seventy-two be amended so as to read as follows:

Compensation of parties employed in surveying road.

Sec. 3. The commissioners shall appoint a surveyor, one axeman and two chainmen to make a survey of such a road. The compensation of the commissioners shall be three dollars each per day, and that of surveyor shall be

four dollars per day, and the axeman and chainmen shall each receive two dollars per day, such compensation to be paid only for the time the parties are actually engaged in making such survey. The damages incurred and the compensation to be paid to the persons over whose land such road shall be laid out, by reason of the laying out of the same, shall be assessed and determined by said commissioners, and the expense of such survey and the damages and expenses which are incurred by the laying out thereof, including the compensation to be paid for right of way, shall be paid by the counties through which said road is laid, without regard to the length located in each county, each county paying therefor its just proportion, and such proportion shall be entirely in the discretion of the court, and shall be by said court determined, regard being had to the benefits to be derived from said road by the different counties through or into which it shall pass. Stakes shall be placed at the starting point which shall be on said public road, and at each of the angles of the road. Witness trees shall be marked wherever stakes are placed; *Provided*, That where there are no trees, monuments shall be erected.

Damages, how apportioned and how paid.

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

Act takes effect.

Approved March 8, 1873.

CHAPTER VII.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO ESTABLISH A STATE BOARD OF HEALTH, APPROVED MARCH FOURTH, ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO.

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

SECTION 1. That section five of said act to establish a state board of health be amended so as to read as follows: The secretary of the board shall receive from the treasury in quarterly payments, an annual salary of five

Provision for salary and expenses of the secretary.