

CHAPTER CLXXVI.

AN ACT TO AUTHORIZE THE EXTENSION OF A STATE ROAD FROM SAUK RAPIDS, BENTON COUNTY, TO DULUTH, ST. LOUIS COUNTY.

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

SECTION 1. Jacob Gazette, Clement Seller, of Benton county, and John McCune, of Benton county, are hereby appointed commissioners to locate, survey and establish and extend the state road known as the St. Cloud and Lake Superior state road, from its present terminus, section thirty-four, town thirty-eight, range twenty-nine, in a northeasterly direction, on the old contemplated route, to Duluth.

SEC. 2. It shall be the duty of the said commissioners to meet at Sauk Rapids, on or before the first day of June, A. D. eighteen hundred and seventy-five, and then make oath that they will faithfully discharge the duties imposed by this act, and if any of said commissioners shall from any cause be unable to perform said duties, he shall have power to appoint a substitute, which appointment shall be in writing, and the person so appointed shall have the same authority as one of the commissioners named in this act.

SEC. 3. Said commissioners are hereby authorized to employ in locating said road, one surveyor, one axeman and two chainmen; *Provided*, That said commissioners shall not receive more than three dollars per day, and the axeman and chainmen shall not receive more than two dollars per day each for their services.

SEC. 4. Said commissioners shall cause accurate plats of the survey and location of said road to be made, particularly describing the route thereof, by courses and distances, one of which shall be filed in the office of the county auditor of each of said counties.

SEC. 5. At each angle in said road there shall be a good and substantial stake set, and marked "angle," and at each mile station of the line of said road, there shall be a good and substantial stake set, and marked with the distance from the point of starting.

SEC. 6. The expense of locating said road shall be paid by the respective counties in which said roads may pass, in proportion to the distance it may run in each county.

SEC. 7. The said commissioners shall, at the time of locating said road, appraise the damages or compensation to be paid to each person through whose land the same may pass and shall file in the office of the county auditor of each county, a statement of damages for lands therein taken for said road, at the time when they file the survey and plats of the same in the office of the said county auditor, and upon the filing of said survey, plats and appraisal in the office of the said county auditor, the said road shall be deemed estab-

lished, and said damages or compensation shall be deemed secured, and the amount of such appraisal in each county shall be levied upon the taxable property of said county, and be entered and extended upon the tax roll thereafter to be made, and the amount of each appraisal shall be paid to the person or persons entitled thereto.

Sec. 8. Any person deeming himself or herself aggrieved by such appraisal of his or her compensation, may appeal therefrom to the district court of the county in which such lands are situated, by serving a notice of such appeal upon the county attorney of said county, and serving a copy thereof upon two of the commissioners appointed by this act, and filing in the office of the county auditor of said county, a copy of said notice of appeal with proof of service thereof on the county attorney and said commissioners, the county auditor shall certify a copy of the appraisal appeal from the district court, within ten days after filing the notice of appeal in his office; *Provided, That all appeals shall be taken within thirty days after the filing of the appraisal in the office of the county auditor.*

Sec. 9. The town supervisors of the towns through which said road shall pass, shall cause the same to be opened on or before the first day of May, eighteen hundred and seventy-six.

Sec. 10. This act shall take effect and be in force from and after its passage.

Approved March 9, 1875.

CHAPTER CLXXVII.

AN ACT TO APPROPRIATE MONEY TO BUILD A BRIDGE ACROSS THE INLET TO LAKE OSCAR, IN DOUGLAS COUNTY.

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

SECTION 1. That the sum of three hundred dollars, or so much thereof as may be necessary, is hereby appropriated out of any moneys in the state treasury belonging to the internal improvement fund, or out of the first moneys which shall come into the treasury belonging to said fund not already appropriated, for the building of a substantial bridge across the inlet to Lake Oscar, on section nine, in the town of Holmes City, Douglas county, state of Minnesota, on the state road from Fort Ripley to Morris. Said bridge, when built, shall be kept in repair by said town, and shall be forever free from toll.

SEC. 2. That said bridge shall be built under the direction of Ole Anderson, Roald Benson and Thorer Evenson, who are hereby appointed commissioners on the part of the state for that purpose; and no part of said appropriation shall be paid out of the state treasury until said bridge shall be completed and ready for travel.