

CHAPTER 250.

AN ACT LOCATING A STATE ROAD FROM CHASKA IN CARVER COUNTY, TO CONNECT WITH A PUBLIC ROAD LEADING TO ST. MARY'S CHURCH IN THE TOWN OF LOUISVILLE, IN SCOTT COUNTY.

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

SECTION 1. That Fredrick Iltes, Leonard Grates and John Poetz are hereby appointed commissioners to survey, locate and establish a State road from the old ferry landing on the south bank of the Minnesota river in Scott county, opposite the village of Chaska in Carver county, to intersect the Shakopee and Jordan road at a point convenient to connect with a public road leading south, to or near St. Mary's church in Louisville, in Scott county, by the shortest practicable route.

SEC. 2. It shall be the duty of said commissioners to meet at said church at Louisville, on the first day of May, A. D., one thousand eight hundred and seventy-eight, (1878) and there make oath that they will faithfully discharge their duties, as provided by this act, and impartially assess the damages if any, sustained by the owners of lands through which said roads may pass; which oath shall be subscribed by each of said commissioners, and deposited with the person before whom it was taken.

SEC. 3. That said commissioners are hereby authorized to employ all necessary help, and all reasonable expenses incurred by them shall be paid by the counties of Carver and Scott in equal proportion, and all damages awarded by said commissioners shall be paid by the said counties of Carver and Scott in equal proportion.

SEC. 4. That said commissioners shall cause a substantial stake, properly marked, to be set at each angle of said road, and in such other places as they may determine, and said commissioners shall cause accurate plats of said road to be filed in the office of the register of deeds of each of the said counties, together with an accurate statement of all damages awarded by them, which said plat and statement of damages shall be signed and certified by said commissioners before the first day of June, A. D. one thousand eight hundred and seventy eight, (1878).

SEC. 5. The making and filing of its plat of said road in the manner and within the time prescribed by this act, shall be sufficient to establish the road without any further order or instruments whatsoever.

SEC. 6. It shall be the duty of said commissioners to appraise the damages sustained by each owner of lands through which the said road may pass, and if any person feels aggrieved by such

appraisement, or if either of said counties feels aggrieved thereby, he or it may within thirty (30) days after notice of such appraisal, by himself or agent, appeal to the district court of said county of Scott, with like effect and in the same manner as appeals from location of road by town supervisors and county commissioners.

SEC. 7. The commissioners named in this act shall have full authority to act as required herein, and in case either of them cannot be found to act, then upon the notification of such fact by them, the governor of the state may appoint to fill vacancies, but such appointee shall be selected from the county in which the vacancy occurs.

SEC. 8. That said commissioners shall receive the sum of three (\$3) dollars each per day for their services under this act.

SEC. 9. This act shall take effect and be in force from and after its passage.

Approved March 7, 1878.

CHAPTER 251.

AN ACT TO REPEAL CHAPTER TWO HUNDRED AND THIRTY (230) OF THE SPECIAL LAWS, ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN (1877), RELATING TO A STATE ROAD IN SCOTT COUNTY.

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

SECTION 1. That an act entitled an act to vacate a state road in Scott county, being chapter 230 of the special laws of the year A. D. one thousand eight hundred and seventy-seven (1877), be and the same is hereby repealed.

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

Approved March 11, 1878.