

built, or to be built across the Clear Water and Red Lake rivers, in the town of Red Lake Falls, Polk county.

SEC. 9. That the county commissioners of Polk county are hereby appointed a committee on the part of the state to examine all contracts, vouchers and accounts respecting the expenditures of said money, and make report of the same to the state auditor. Any two of said committee shall have power to act in the premises.

SEC. 10. Upon receipt of said report of the state auditor, he shall, upon demand of the said committee, draw his warrant upon the state treasurer for the expenditures by the said commissioners under this act not to exceed the sum of one thousand dollars.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved March 10, 1879.

CHAPTER CCLIII.

AN ACT TO LOCATE A STATE ROAD BEGINNING IN SWIFT COUNTY AND TERMINATING IN POPE COUNTY.

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

SECTION 1. That R. R. Johnson and Nels Erikson, of Swift county, and Gunder Nelson, of Pope county, are hereby appointed commissioners to locate, survey and establish a state road, described as follows:

Beginning at the northwest corner of section five, town one hundred and twenty-one north, of range thirty-nine, in Swift county, and running thence by the nearest and most practicable route to Lake Whipple, at its outlet in Pope county.

SEC. 2. It shall be the duty of the commissioners to meet at Benson, Swift county, on or before the first day of May, A. D. one thousand eight hundred and seventy-nine, and proceed to discharge the duties imposed upon them by the provisions of this act: *Provided*, That in the absence of any one of these commissioners the others shall have power to fill said vacancy, and the person so appointed shall have the same authority as by this act is conferred upon said commissioners.

SEC. 3. Said commissioners are hereby authorized to employ one surveyor and two chainmen; *Provided*, said commissioners shall receive three dollars per day for their services; the chainmen shall not receive more than two dollars per day, nor the surveyor more than five dollars per day for their services.

SEC. 4. Any damages by laying out or opening said road shall be assessed and determined by said commissioners, and shall be paid by the county in which said damage occur.

SEC. 5. The expense of surveying, locating and establishing said road shall be paid by the counties through which said road may pass or enter. The commissioners shall have power to apportion the amount to each of the said counties which in their judgment is just and equal, to defray said expenses.

SEC. 6. Said commissioners shall, as soon as practicable, file an accurate plat of said road in the office of the register of deeds in each county through which it may pass. Said plat shall be legal evidence of the location of said road.

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

Approved February 18, 1879.

CHAPTER CCLIV.

AN ACT TO PROVIDE FOR THE LAYING OUT AND ESTABLISHING CERTAIN ROAD IN RAMSEY COUNTY, MINNESOTA.

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

SECTION 1. That the county commissioners of Ramsey county are hereby authorized and required to locate, survey and establish a state road, by extending Park avenue to the city limits of the city of Saint Paul, in said county, on the line dividing sections twenty-two and twenty-seven, in township twenty-nine, range twenty-three, and thence by the most practical route on or near said line, to the Hennepin county line at a point where the line dividing section twenty and twenty-nine, in town twenty-nine, range twenty-three intersects the same. *Provided*, That no authority shall exist to lay out said road through Como Park, so called, without the consent of the common council of the city of Saint Paul.

SEC. 2. The said road shall be one hundred feet in width, and the roadway shall be opened sixty feet in width, and made in good condition for travel at the expense of said county.

SEC. 3. Said commissioners shall cause accurate plats of the survey and location of the said road to be made, particularly describing the route by courses and distances, and at each mile station along the line of said road a stone post shall be set, marked thereon the distance from the point of starting.

SEC. 4. The said commissioners shall, at the time of locating said road appraise the damages to be paid to each person through whose land the same may pass, after taking into consideration the advantages and benefits that may be derived from said road, and