

## CHAPTER CCCXXXVI.

AN ACT GRANTING THE RIGHT TO CERTAIN PERSONS TO ERECT A MILL DAM ON THE PUBLIC HIGHWAY IN THE TOWN OF MOSCOW, COUNTY OF FREEBORN, AND EMPOWERING THE SUPERVISORS OF SAID TOWN OF MOSCOW TO CONTRIBUTE MONEY TO KEEP A CERTAIN ROAD IN REPAIR.

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

SECTION 1. Alfred F. Denby of Oakland, Minnesota, his associates and his and their assigns, be and they are hereby granted the right and privilege to erect and maintain a mill dam, not to exceed fourteen feet in height, across the stream of water known as Turtle Creek, upon and along the north and south quarter line of section number twenty-two, in township number one hundred and three north, of range number nineteen west, in the town of Moscow and county of Freeborn, together with the right to use, occupy and enjoy, for the purpose of a mill dam, the public highway which is now laid and located on and along said quarter section line. *Provided*, That nothing herein contained shall be construed as vesting in or giving to the said Denby or his associates any title to the land upon which said dam shall be erected, or as relieving or discharging the said Denby and his associates from liability to pay the owners of lands that may be overflowed by the erection of said proposed dam, any and all damages they may sustain by reason of such overflow. *And provided further*, That said Denby and his associates and their assigns shall, upon the completion of said dam, construct on the top of the same, and thereafter keep in good repair a good and sufficient roadway not less than one rod wide, which shall at all times be open to and suitable for the easy and convenient passage the traveling public.

SEC. 2. And be it further enacted that the supervisors of the said town of Moscow may, and they are hereby authorized in their discretion to contribute to said Denby and his associates, or his and their assigns, out of the moneys belonging to said town of Moscow, a sum of money not exceeding in amount one hundred dollars per annum to aid them, the said Denby and his associates, to keep in repair the roadway so to be constructed on said dam as aforesaid.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 3, 1879.