

CHAPTER 63.

AN ACT FOR AN ACT TO AMEND SECTION THIRTY-SEVEN (37) OF CHAPTER THIRTEEN (13) OF THE GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO ROADS, CARTWAYS AND BRIDGES.

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

SECTION 1. That section thirty-seven (37) of chapter thirteen (13) of the General Statutes of one thousand eight hundred and seventy-eight (1878), be amended by adding at the end of said section the following: And give his receipt therefor to the town clerk, which said receipt shall be filed by such town clerk, and an entry thereof be made by him in the road record relating to such road.

Clerk to take receipt from auditor and file the same.

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

Approved March 2, 1883.

CHAPTER 64.

AN ACT TO AMEND SECTIONS SEVENTY-SIX (76), EIGHTY-ONE (81) AND EIGHTY-THREE (83), OF CHAPTER THIRTEEN (13), OF GENERAL STATUTES OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), RELATING TO PUBLIC HIGHWAYS.

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

SECTION 1. That section seventy-six (76), of chapter thirteen (13), of general statutes of one thousand eight hundred and seventy-eight (1878) of Minnesota, be amended so as to read as follows:

Whenever a petition praying that a road be laid out through, between or into two (2) or more counties in any judicial district in this state, signed by twenty (20) legal voters and tax-payers, resident in said counties, shall be presented to the judge of the district court in said district, or whenever a petition praying that a road be laid out, through, between

Judge to appoint commissioners to lay out roads.

or into two (2) or more counties in two (2) or more judicial districts in this state, signed by twenty (20) legal voters and tax-payers, resident in said counties, shall be presented to a judge of the district court of one (1) of said districts, the said judge is hereby authorized to appoint three (3) commissioners, whose duty it shall be to meet at such times and places as may be necessary, and to immediately proceed to lay out a road as directed by the judge in accordance with the prayer of the petition; *Provided*, that no road shall be ordered by any judge to extend more than six (6) miles outside of the judicial districts in which the application is made, and such road shall be extended beyond the districts only for the purpose of commencing or ending at some village or public road.

SEC. 2. That section eighty-one (81), be amended so as to read as follows:

The commissioners appointed under and by virtue of section seventy-six (76) of this act, shall appraise and fix the amount of damages to be paid to each land owner for the right of way of the road by them laid out over or across his lands, unless such right of way shall be by the owners duly and voluntarily released to the board of county commissioners in which such land is situated, and in their report said commissioners shall include and set forth separately each appraisal of such damages or compensation made by them, and all voluntary [re]leases of the right of way taken by them.

Commissioners
to fix amount of
damages.

SEC. 3. That section eighty-three (83), be amended by adding the following proviso: *Provided*, that when a road is laid out on a line between two (2) counties, each county shall pay one-half of the amount of damages as determined.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved February 17, 1883.