

injury of the child; and the guardian for the injury of the ward; *provided further*, that a guardian ad litem duly appointed by the court may in all cases, either before or after death of the said father or mother, maintain such action for injury to any minor child, in the name of such minor by himself as guardian ad litem.

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

Approved April 25th, 1895.

CHAPTER 46.

H. F. No. 61.

An act to amend chapter thirteen (13) of the general statutes of Minnesota of one thousand eight hundred and seventy-eight (1878), relating to public highways in townships, and authorizing the inhabitants of towns to place all roads and bridges within the town under the management of the board of supervisors.

To amend 95 C 46
Chap. 13 G. S. 295 - 01
1878.
95 c 46
03 - 380

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

SECTION 1. That whenever a petition of at least twenty (20) per cent of the resident taxpayers of any township shall have been filed with the town clerk of such town at least twenty (20) days prior to any town meeting setting forth that it is deemed expedient to abolish the election of overseers of highways in any township, and to abolish the collection of poll tax, the legal voters of such township at any annual town meeting, may, by a majority of the votes cast, pass a resolution directing that all roads in such township, and the repairing of the same, and the making of new roads already laid out, or that may hereafter be laid out, and the building and repairing of bridges, and the general management and care of the same, shall be under the control and direction of the supervisors of such township, which resolution shall be printed or written, or partly printed or partly written on ballots as follows:

Overseers of
highways—
when abolished

Form of ballot.

“Resolved, that the election of overseers of highways and collection of poll tax be abolished and all roads in this township and the repairing of the same and the making of new roads already laid out or that may hereafter be laid out and the building and repairing of bridges and the general management and care of the same shall be under the control and direction of the supervisors of this township—“yes”—“no.”

And each elector voting on such resolution shall make a cross opposite the “yes” or “no.”

Notices. *Provided* that whenever such a resolution is to be voted upon, the town clerk shall give notice thereof in his notice of annual town meeting.

Poll tax abolished—when. SEC. 2. That upon the passage of such a resolution the election of road overseers and the collection of poll tax in such township shall thereby be deemed abolished, and the control of the roads and bridges of such township shall be transferred to the supervisors, and all the duties now imposed and powers conferred by law on the overseers of highways heretofore elected in such township shall devolve upon the supervisors thereof.

Taxes for repairing roads. SEC. 3. That thereafter all taxes assessed for making and repairing roads shall be paid in money and collected as other taxes are collected for other township purposes, and shall be paid out by the township treasurer on warrants or orders as other monies for other township purposes are paid.

Supervisors to have control. SEC. 4. The supervisors of each township in this state which shall have availed itself of the provisions of this act shall have the full supervision, management and control of the making and repairing of all the roads and bridges in such township, and may make and repair the same by hire or by contract, and for that purpose may appoint a competent person or persons to superintend the making and repairing of all roads and bridges, who shall hold his position at the pleasure of the supervisors, and who shall make his report to the supervisors at such times as they may designate. He shall receive as compensation such sum as may be agreed upon by the supervisors, not exceeding the sum of two (2) dollars per day, to be paid as other claims against the town are paid.

Superintendent of roads and bridges. SEC. 5. Every person appointed as such superintendent of roads and bridges, before he enters upon the duties of his office, and within ten (10) days after his appointment, shall take and subscribe the oath of office prescribed by law, and execute a bond to the board of supervisors in such penal sum as the supervisors direct, with sufficient surety, to be approved by the chairman of said board or by the town clerk, conditioned for the faithful discharge of his duties. The chairman of said board or the town clerk shall, if such bond is approved, indorse such approval thereon, over his signature and cause such bond to be filed with the town clerk for the benefit of any person aggrieved by acts or omission of said superintendent, and any person so aggrieved, or the town, may maintain an action on said bond against such superintendent and sureties.

Town orders. SEC. 6. That it shall be lawful for the supervisors, at at any time after the road tax in any year shall be voted

at the annual town meeting to be assessed, and before the same is collected, to pledge the credit of the township by issuing town orders not exceeding such tax so assessed, in paying the expenses of such making and repairing of roads and bridges of said township, for the current year.

SEC. 7. That section one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), nine (9), ten (10), eleven (11), twelve (12), thirteen (13), fourteen (14), fifteen (15), sixteen (16), seventeen (17), eighteen (18), nineteen (19), twenty (20), twenty-one (21), twenty-two (22), twenty-three (23), twenty-four (24), twenty-five (25), twenty-six (26), twenty-seven (27), twenty-eight (28), twenty-nine (29), thirty (30), thirty-one (31) and thirty-two (32) of chapter thirteen (13) of the general statutes of Minnesota of one thousand eight hundred and seventy-eight (1878) (being the same numbered sections of the general laws of Minnesota of eighteen hundred and seventy-three (1873), and all acts amendatory thereof, are hereby suspended as to all townships where such resolution shall be passed in the manner specified in this act, so far as the same are inconsistent with the provisions thereof. *Provided* that the legal voters of any township where this law shall have been adopted and in full force for five (5) years may repudiate the adoption of the same by a majority of the votes cast at any annual meeting, so far as the same applies to such town. But no such vote shall be taken unless petitioned for as provided in section one (1) of this act.

Laws repealed.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved March 27th, 1895.

CHAPTER 47.

H. F. No. 188.

An act to amend section eighty (80) of chapter thirteen (13) of the general statutes of eighteen hundred and seventy-eight (1878), relating to highways.

95 C 47
To amend Sec. 213 - 01
80 Chap. 13
G. S. 1878.

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

95 C 47
87-NW 021

SECTION 1. That section eighty (80) of chapter thirteen (13) of the general statutes of eighteen hundred and seventy-eight (1878), be so amended as to read as follows:

Section 80. The commissioners appointed as herein provided shall make a report of all proceedings had by them under this act to the term of the district court held

95 c 47
84-M - 208

Report of commissioners—
appeal—hear-
ing.