

H. F. No. 377.

CHAPTER 242.

Public
roads and
cartways.

An act to amend section one thousand eight hundred and thirty-two (1832) of the Statutes of Minnesota for eighteen hundred and ninety-four (1894), as amended by the Laws of eighteen hundred and ninety-nine (1899), relating to laying out public roads and cartways.

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

SECTION 1. That section one thousand eight hundred and thirty-two (1832) of the Statutes of Minnesota of eighteen hundred and ninety-four (1894), be and the same is hereby amended by adding the following proviso at the end thereof: "*Provided*, that when the supervisors of any town shall lay out a public road or cartway that shall not be a continuous road extending from one highway to another, the cost of surveying and locating such cartways shall be paid by the town as provided by law for laying out public roads, and one-half of the damages to the land through or upon which said road or cartway shall be laid shall be paid by the person or persons benefited thereby.

SEC. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

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

Approved April 17, 1903.

H. F. No. 576.

CHAPTER 243.

Park com-
missioners
in cities
of 10,000
or less.

An act to amend sections one (1) and two (2) of chapter three hundred and three (303) General Laws of Minnesota of nineteen hundred and one (1901), entitled, "An act to authorize the appointment of a board of park commissioners in all cities in this state having a population of ten thousand or less and defining the duties of such board."

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

SECTION 1. That section one (1) of chapter three hundred three (303) of General Laws of Minnesota for 1901, be and the same is hereby amended so as to read as follows:

Section 1. The city council of all cities of this state having a population of ten thousand (10,000) or less shall have authority to provide for a board of park commissioners, which board shall consist of as many members as there are wards in said city, and one member at large, said members to be appointed by the city mayor and confirmed by the city council thereof, who shall be appointed in such city and who shall hold their office for the term of two years, except that at the first appointment after such board is authorized, one of the members thereof shall be appointed for the term of one year. Any vacancy occurring in said board of park commissioners by death, resignation or otherwise, shall be filled by appointment by the city mayor and confirmed by the city council for the unexpired term; *provided*, that the provisions of this act shall not apply to any city having a home rule charter, which said charter provides for a park board or board of park commissioners or a park commissioner.

SEC. 2. That section two (2) of chapter three hundred three (303) of General Laws of Minnesota for 1901, be and the same is hereby amended so as to read as follows:

Sec. 2. Such board of park commissioners shall have the charge, management, care and control of all public parks in said city, and shall perform such duties in relation thereto as the city council of said city may from time to time prescribe. All expenditures incurred by said board of park commissioners shall be audited and paid by the city council as other claims against said city are paid. *Provided* said expenditures shall not in any one year exceed a sum equal to a tax of $\frac{1}{2}$ of 1 mill on the assessed valuation of the property of said city.

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

Approved April 17, 1903.