

entitled to maintain any action to recover for any board, lodging or accommodations furnished by him.

SEC. 7. That none of the provisions of this act shall apply with the territorial limits of any city, village, township or other municipality in this state having a population of less than ten thousand inhabitants.

Not applicable to municipalities of less than 10,000.

SEC. 8. This act shall take effect and be in force from and after September 1, 1903.

Approved April 20, 1903.

## CHAPTER 302.

H. F. No. 741.

*An act to provide for the vacation and relocation of public roads and highways on mineral lands.*

Roads and highways.

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

SECTION 1. In all cases where a public road or highway, however established, crosses land containing iron ore, and the owner or lessee of such land desires, and is about to mine the ore in said land in such manner as to remove the supports of said public road or highway, such owner or lessee may at his sole expense change the location of such public road or highway to other land, making the same, when so relocated, suitable for public travel; if in such case the owner or lessee cannot acquire upon just and reasonable terms land upon which to relocate said public road or highway, it shall be the duty of the county commissioners of the county in which the land is located, where such road is a county road, and of the supervisors of the town in which the land is located, in case said road or highway is not a county road, and the village or city council where said road or highway is located within the limits of any incorporated village or city, on application of the said owner or lessee, to make such change of location of said public road or highway, and for that purpose they may proceed to lay out and open such highway upon such changed location, and to that end may institute all necessary proceedings to acquire land for such purposes in like manner as proceedings may be instituted for the acquisition of land for the opening or laying out of public roads or highways: and the performance of the said duty by the said county commissioners in the case of a county road, by the said town supervisors in the case of a town road,

Vacation and relocation over land containing iron ore.

and of the village or city council in case of a road or highway within the limits of an incorporated village or city, may be enforced by the district court in and for the county and district where said land is situated.

Public road not established or authorities desire to establish road.

SEC. 2. In all cases of the use by the public of a road or highway which has not been duly established as a public highway, or where the town supervisors of any town, or the village or city council of any village or city, or the county commissioners of any county, desire to provide for the establishment of a road, street or highway for the public, and the land crossed by such road, street or highway contains iron ore, the said town supervisors or the said village or city council, or the said county commissioners, may agree with the owner or lessee of the land whereon it is proposed to locate said road, street or highway, that in case said owner or lessee shall consent or acquiesce in the use of the same as a road, street or highway for the public, the location of such road, street or highway shall be changed at any time when the said owner or lessee of the land shall request such change in case he desires, and is about to mine or remove the ore in said land in such manner as to remove the supports of such road, street or highway.

SEC. 3. All acts and parts of acts inconsistent with this act are hereby repealed.

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

Approved April 20, 1903.

H. F. No. 601.

## CHAPTER 303.

Cities of over 50,000.

*An act to authorize and empower the city council or common council of cities in this state of over 50,000 inhabitants to issue and sell municipal bonds for the purpose of extending the water works system of such cities.*

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

Authorized to issue bonds.

SECTION 1. The city council or common council of each city in this state now or hereafter having over 50,000 inhabitants, in addition to all the rights and powers heretofore granted thereto by law, is hereby authorized and empowered, for the purposes herein designated, to issue from time to time as needed the negotiable bonds of their