

SEC. 3. That F. M. Thornton, R. R. Johnson and Nels Erickson are hereby appointed a committee, on the part of the State, to locate said bridge and view the same when completed, and examine all contracts, vouchers and accounts respecting its construction and the cost thereof, and fix the cost of said bridge, and make report of such cost to the State auditor.

SEC. 4. That upon receipt of said report by the State auditor he shall draw his order, in favor of said Swift county, on the State treasurer, for any money belonging to the internal improvement fund for the cost of said bridge not to exceed four hundred dollars (\$400), and the State treasurer shall pay over such money to the county treasurer of Swift county upon said order or orders, and such money shall be paid out by the county treasurer upon the orders of the board of county commissioners in payment of the costs of said bridge.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved February 24, 1881.

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## CHAPTER 289.

AN ACT to locate and establish a State road from Verndale to Kindred, all in Wadena county; and to appropriate money for the same.

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

SECTION 1. That Charles C. Parker, Harrison Lyons, and Cary Joslyn, of Wadena county, are hereby appointed commissioners to locate, survey and establish a state road, four (4) rods wide, from Verndale, Wadena county, to Kindred, Wadena county, by the most direct and practicable route.

SEC. 2. That said commissioners shall meet at such time and place convenient to them as they may select, and proceed to discharge the duties imposed upon them by this act. *Provided*, that if either of said commissioners shall be unable to discharge the duties aforesaid the others shall have the power to substitute some person to act in his place, and such action by such substitute shall have same effect as if he were appointed commissioner by this act.

SEC. 3. That said commissioners are hereby authorized to employ in locating said road, a surveyor, two (2) axemen, two (2) chainmen, and a two-horse team and wagon. *Provided*, that said commissioners shall not receive more than two dollars and fifty cents (\$2.50) each per day, the axemen and chainmen one

dollar and fifty cents (\$1.50) each per day, the surveyor not more than five dollars (\$5) per day for their services and their necessary expenses for board, and not more than five dollars (\$5) per day for the team of horses and wagon.

SEC. 4. Said commissioners shall cause an accurate plat of the survey and location of said road to be made, particularly describing the route thereof, by courses and distances, which shall be filed in the office of the county auditor of Wadena county.

SEC. 5. At each end, at each angle, and at each mile station of the line of said road, a substantial stake shall be set and each mile stake shall be marked with the distance thereon from the point of starting.

SEC. 6. The said commissioners shall, at the time of locating the said road, appraise the damages or compensation, if any, to be paid to each person through whose land the same shall pass, and shall file in the office of the county auditor of said county a statement of such appraisals of damages for lands therein taken for said road, at the time when they shall file the survey and plats of the same in said auditor's office of said county auditor, the said road shall be deemed established, and said damages, or compensation, if any to be paid, shall be deemed secured and the amount of such appraisals in said county shall be levied upon the taxable property of said county and be entered and extended on the tax roll thereof next thereafter to be made, and the amount of each appraisal shall be paid to the person or persons entitled thereto.

SEC. 7. Any person deeming himself or herself aggrieved by such appraisal of his or her compensation, may appeal therefrom to the district court of the county in which such lands are situated, by serving a notice of such appeal upon the county attorney of said county, and filing in the office of the county auditor of said county a copy of said notice of appeal, with proof of service thereof, on the appraisal appealed from the district court, within ten (10) days after filing the notice of appeal in his office. Such appeal shall be taken within thirty (30) days after the filing of the appraisal in the office of the county auditor.

SEC. 8. There is hereby appropriated out of the money in the state treasury belonging to the internal improvement fund or out of the first moneys which shall come into the state treasury belonging to said fund not otherwise appropriated, the sum of four hundred dollars (\$400) to be expended by said commissioners.

*First*, the expense incurred by them in locating, surveying and establishing said road, shall be paid.

*Second*, the balance shall be expended in opening said road in such a manner and at such a place as said commissioners shall deem best and so direct.

SEC. 9. That the county commissioners of Wadena county are

hereby appointed a committee on the part of the State to examine all contracts, vouchers and accounts respecting the expenditure of said money, and make report of the same to the state auditor. Any two of said committee shall have power to act in the premises.

SEC. 10. Upon receipt of said report of the State auditor, he shall upon demand of said committee, draw his warrant upon the State treasurer for the expenditures by the said commissioners under this act, not to exceed the sum of four hundred dollars (\$400)

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved March 7, 1881.

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#### CHAPTER 290.

AN ACT to appropriate money to build a bridge across Buffalo Run, in Martin county.

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

SECTION 1. That the sum of three hundred dollars (\$300), or so much thereof as may be necessary, is hereby appropriated out of any money in the State treasury belonging to the internal improvement fund, or out of the first money which shall come into the treasury belonging to said fund not already appropriated, for the building of a substantial bridge across Buffalo Run, between sections one (1) and twelve (12), in the town of Nashville, Martin county, State of Minnesota, on the mail route from Winnebago city to St. James. Said bridge, when built, shall be kept in repair by said town, and shall be forever free from toll.

SEC. 2. That said bridge shall be built under the direction of Joseph Hubner, George Van Amber and William Marston, who are hereby appointed commissioners on the part of the State for that purpose, and no part of said appropriation shall be paid out of the State treasury until said bridge shall be completed and ready for travel.

SEC. 3. That Wesley Hazleton, Edwin Doolittle, and John M. Hinton, of Martin county, are hereby appointed a committee on the part of the State to view said bridge when completed, to examine all vouchers, contracts and accounts respecting its construction, and the cost thereof, and to make a report of such cost to the State auditor, and any two of said committee may act in the premises.

SEC. 4. That upon receipt of said report by the State auditor he shall, upon the demand of said commissioners, or any two of them, draw his order or orders in favor of said commissioners on