

Objections of claimants.

service upon all persons having or claiming any right, title, estate, interest or lien in or to the said real estate or any part thereof. Any person having or claiming an interest in any lot or tract within the real estate so described, or in said real estate, or in the real estate covered by said plat, as claimed by him, may at any time before the hearing appear in said court, in person or by attorney, and file therein, in writing, objections to the granting of such petition, in whole or in part, and may further, affirmatively, set up a full description of the real estate claimed by said objector to be covered by said plat. And said court shall thereupon proceed to hear and determine the matter in the same manner, as nearly as may be, as in suits in equity in said court, and give judgment as the facts may appear. A certified copy of such judgment shall thereupon be filed and recorded in said Register's office, as above provided for said certificate, with like force and effect in all respects.

The said court shall have full power and control over such proceeding, and shall direct the course of practice therein, and may in its discretion award and apportion costs and disbursements therein as it shall see fit.

Plats to be received as evidence.

SEC. 5. Such plat or plats and copies thereof, together with such certificate, affidavit or judgment pertaining thereto, or record thereof, or certified copies thereof, shall thereupon be received in evidence in all cases, with the same force and effect in all respects as if the same had particularly described thereon the real estate covered thereby, and complied in each particular with the law in force at the time of the making and filing thereof.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved November 18, 1881.

CHAPTER 58.

AN ACT RELATING TO LOCATING, ESTABLISHING AND VACATING HIGHWAYS AND CARTWAYS IN GOODHUE COUNTY, AND TO AMEND SECTION FORTY-NINE (49), CHAPTER THIRTEEN (13), GENERAL STATUTES.

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

Petition

SECTION 1. That section forty-nine (49), chapter thirteen (13), General Statutes, be and the same is hereby amended to read as follows: "If twenty-four (24) freeholders of any county containing one hundred (100) and more legal voters,

and twelve (12) freeholders of any county containing less than one hundred (100) legal voters, petition the Board of Commissioners of such county for the location, establishment, change or vacation of any highway or cartway running into more than one town of said county, and not within the limits of any incorporated city, whether such highway is connected or to be connected with other roads or not, setting forth in such petition the beginning, course and termination of the highway or cartway proposed to be located, established, changed, or vacated, together with the names of the owners of the land, if known, through which the same may pass, the Auditor of such county shall lay such petition before the Board of County Commissioners at the next session thereafter.

SECTION 2. That whenever the word highway occurs in said chapter five (5), so far as the same relates to locating, establishing, changing or vacating highways running into more than one town, the same shall be made to read highways or cartways, *provided* this act shall apply only to the county of Goodhue.

Highway, definition of.

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

Approved November 18, 1881.

CHAPTER 59.

AN ACT RELATING TO THE MANNER OF PLEADING CITY AND VILLAGE ORDINANCES IN CIVIL AND CRIMINAL PROCEEDINGS THEREUNDER.

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

SECTION 1. It shall not be necessary in any pleading or complaint in civil or criminal proceedings for a violation of any ordinance of any city or village in this State, to set out or recite such ordinance or any section thereof at large. But it shall be sufficient in all such pleadings or complaints, to state that the offence set forth in such complaint was committed contrary to the form of such ordinance or of any specified section thereof.

Pleadings and complaints.

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

Approved November 17, 1881.