

CHAPTER 167

REIMBURSEMENT OF MUNICIPALITIES FOR MONEYS EXPENDED ON TRUNK HIGHWAYS

167.02 MANNER AND TIME OF REIMBURSEMENT.

Under Article 16 of the State Constitution the state may pay for the construction of a normal width trunk highway where they run through villages and cities, and by legislative enactment may require a county to improve at its own expense roads within the county limits, and require a county to reimburse a city or village for expenditures in carrying out a road building program, and in turn the state may reimburse the county for such money so expended. State ex rel v Babcock, 151 M 321, 186 NW 688.

167.14 REIMBURSEMENT OF COUNTIES BY STATE FOR EXPENDITURES IN PERMANENTLY IMPROVING TRUNK HIGHWAYS.

Minnesota Constitution, Article 16, Sections 1 and 2, permits the state to reimburse counties out of the state highway fund only for "permanent improvement" of roads, and the purchase of a right of way for a new road is not "improving." Sections 167.14 through 167.17 cannot be given a broader construction than the constitutional limitation. State ex rel v Babcock, 186 M 132, 242 NW 474.