

corporation shall not exceed the sum of sixty thousand dollars.

When act to  
take effect.

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

Approved February 29, 1872.

## CHAPTER CXXII.

February 29,  
1872.

*An Act to amend an act relative to the branch line of the Lake Superior and Mississippi Railroad, authorized by Section two of the amended act relating to said Railroad Company, approved March 5th, 1861, more definitely locating said Branch.*

- SECTION 1. Amendment to section 2, relating to the construction of a branch from North Branch to Taylor's Falls.
2. Conditions upon which the rights and privileges of this act are granted.
  3. Repeal of inconsistent acts.
  4. When act to take effect.

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

SECTION 1. That so much of section two of said act as relates to the construction of a branch road from the main line of said road, to the navigable waters of the St. Croix River, be and the same is hereby amended so that it shall read as follows:

Branch road.

That the Lake Superior and Mississippi Railroad Company is hereby authorized to survey, locate, construct and perpetually to operate the branch line of its railroad authorized by the provisions of section two (2) of the act entitled "An Act to incorporate the Nebraska and Lake Superior Railroad Company," approved March 5th, 1861, by constructing

the said branch from a point on said main line, at or near the village of North Branch, and extending the same to the village of Taylor's Falls on the St. Croix River; which said village of Taylor's Falls is hereby fixed as the south eastern terminus of said branch railroad, with power however to said company to construct a bridge over the St. Croix River at said terminal point so as not to obstruct the navigation of said river, and to extend said branch line over said bridge.

Branch road.

That said company shall have and possess in respect to the said branch in this act designated, all powers, rights of way, and of the condemnation of property for right of way, and franchises, immunities, grants of property, in said act of March 8th, 1861, intended and pertaining to the said branch therein named, Provided however, that the said branch in this act designated, shall be constructed, with the cars running thereon from said connection at the village of North Branch to the said village of Taylor's Falls within three years from the 1st day of July, 1872.

And provided further, that in case the said company shall not within the said three years, make and construct the said branch road according to the provisions of this act, they shall hereby forfeit all the rights and immunities to the same, and the lands belonging to said branch road according to the terms of the original grant shall hereby revert to the state, to be hereafter applied for the construction of said branch road.

SEC. 2. The rights and privileges granted by this act are made upon the condition that the said branch railroad at its points of crossing other railroads in this state built or graded and in operation prior to its construction at such points of crossing shall be so built as to cross the same at grade, and shall be to the expense of constructing its proper one half of the necessary tracks for junction therewith, and also with other railroads already constructed, and also with other railroads which may be constructed after the construction of said branch railroad, similar junction shall be made, and that the company now or hereafter owning or operating the said railroad, shall transport freight from any and all stations on its line to said several points of junction or crossing and shall also receive freight from said railroad at the several points of junction or crossing therewith for transportation and transport the same to said stations at rates not exceeding the lowest local rates charged and collected on any portion of its line of railroad for corresponding distances for freights of the same classification or kind, which said rates shall not exceed the lowest average rates of the rail-

Conditions of the grant.

roads of this state for the same distances, and shall also transport the cars of said connecting railroads on its railroad, and allow for mileage on the same the rates allowed by common usage for exchange of car service from time to time and shall afford all usual facilities accorded by railroads interchanging business, and no discrimination or preference shall be made in favor or against any locality, person or either of said connecting railroads; provided, that said branch railroad, shall have and enjoy the same privileges hereinbefore granted in this section over and upon the railroads of other railroad companies connecting with it, as are hereby granted to said companies, and that the provisions of this section so far as they are applicable, shall be mutual and reciprocal between said branch railroad company and each of said connecting railroads.

Repeal of inconsistent acts.

When act to take effect.

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 February 29, 1872.