

provided, the said David C. Murray and Albert Webster shall forfeit a sum not exceeding twenty dollars, to be recovered **Penalty** in a civil action on said bond, by and in the name, and for the benefit of any person aggrieved thereby; and the said David C. Murray and Albert Webster, their heirs, executors, administrators or assigns, shall be liable in a civil action on said bonds aforesaid, for all damages any person shall sustain by reason of any neglect on the part of said Murray and Webster, their heirs, executors, administrators or assigns, to fulfill any of the duties imposed upon them by this act. **Liability**

J. W. FURBER,

Speaker of the House of Representatives.

JOHN B. BRISBIN,

President of the Council.

APPROVED—February twenty-seven, one thousand eight hundred and fifty-seven.

W. A. GORMAN.

SECRETARY'S OFFICE, Minnesota, }

SAINT PAUL, March 10, 1857. }

I certify the above to be a true copy of the original on file in this office.

J. J. McCULLOUGH,
Acting Secretary.

CHAPTER LV.

An Act to Incorporate the Minnesota, Nebraska and Pacific Mail Transportation Company.

Be it enacted by the Legislative Assembly of the Territory of Minnesota :

SECTION 1. That William H. Nobles, Joseph R. Brown, William Hollinshead, Edmund Rice, A. T. C. Pierson, George L. Becker, Joseph W. Lynde, J. S. Watrous, E. A. C. Hatch, George Culver, Charles Mix, and such other persons as may hereafter be associated with them in the manner and for the purposes contemplated by this act, shall be and are hereby constituted and made a body politic and corporate by the name and style of the Minnesota, Nebraska and Pacific Mail Transportation Company, and by that name shall be capable in law of suing and being sued, plead and be impleaded, answering and being answered, defending and being defended in all courts and places, and in all manner of actions, suits, complaints, matters and causes whatever; may have a common seal and alter the same at pleasure, and by said name may be capable of purchasing, holding and conveying any estate or property personal, real or mixed, for the benefit **Corporators** **Name** **Powers**

or use of said corporation. Said corporators may elect in such manner as they may determine all necessary officers, fix their compensation, and define their duties, ordain and establish by-laws for the proper government and regulation of the affairs of said company, and alter or repeal the same at pleasure, and employ all such agents, mechanics, and laborers as they may deem proper.

Powers granted

SEC. 2. Said corporation shall enjoy all the rights and privileges incident to a corporation, for the purpose of contracting for, sub-letting, or transportation of the United States Mail, passengers, or other matters, between the eastern boundary of the Territory of the Minnesota and the Pacific, and the better to enable said company to prosecute successfully the said business, they shall have power to erect buildings upon, to cultivate for the use of the company, or to subdivide into lots, any lands they may obtain from the General Government in the prosecution of the business hereby contemplated, or any lands they may obtain from other sources, and at any time make such disposition of the same as may be authorized by the by-laws of said company; *Provided*, That any and all land so obtained by said company shall not be laid out or entered as town sites, under the existing law of Congress relating to town sites, by said corporators, either directly or indirectly nearer than thirty miles of each other along the line of said route, nor within twenty miles on either side of said road, and shall have full power to do and perform all the acts, enjoy all the privileges, and be subjected to all the penalties in their corporate capacity, which they could do or enjoy, or to which they would be subjected as individuals, and may in their corporate capacity and name, make and execute to any person or persons, or body corporate or politic, any writing, notes, bonds or mortgages, for real or personal property belonging to said company in the prosecution of their business, or as a security for the loan of money borrowed by or due from said corporation to any person or persons, body politic or corporate, any notes, bonds, mortgages or other evidences of debt for securities for money or other material; but this section shall in no wise be considered as conferring banking powers on said corporation.

Capital Stock

SEC. 3. The capital stock of said company shall not exceed one million of dollars, and shall be divided into shares of one hundred dollars each, and shall be deemed personal property, and may be transferred in such manner as the by-laws of the company may direct; and said corporation shall at all times have a lien upon all the stock or property of its members invested therein, for all debts due from them to said corporation.

Directors

SEC. 4. The property of said corporation shall be managed and conducted by a Board of Directors, whose members shall not be less than five nor more than nine, who shall be elected annually, and who shall be stockholders in said corpora-

tion, and who shall be elected as aforesaid by the stockholders at such time and place as shall be directed by the by-laws of said corporation, each share of stock being entitled to one vote, which vote or votes may be cast by the holder of such share or shares or by proxy duly authorised thereto, and at all such elections the persons having a majority of all the votes cast shall be directors for the ensuing year, and until their successors are duly elected and qualified; and when any vacancy may happen, it shall be filled for the remainder of the year in such manner as provided by the by-laws of said corporation, and the directors shall have the power to decide the time, manner and proportion in which the stockholders shall pay the money, (or an equivalent therefor), on their respective shares, and to make such rules respecting the forfeiture of stock and shares as they may deem advisable; *Provided*, That no stock or share of a stockholder in said company shall be forfeited without previous notice to the stockholder by publication in some weekly newspaper in this Territory, for three successive weeks.

How Elected

SEC. 5. The time and manner of the election of directors shall be provided for in the by-laws of said corporation.

Time and manner of elections

SEC. 6. This act is hereby declared to be a public act, and shall be construed favorably to said corporation in all courts, and shall continue and be in force for fifteen years, but may be amended by the Legislature at any time after the expiration of ten years from the passage of this act.

Public Act

J. W. FURBER,
Speaker of the House of Representatives.

JOHN B. BRISBIN,
President of the Council.

APPROVED—March sixth, one thousand eight hundred and fifty-seven.

W. A. GORMAN.

SECRETARY'S OFFICE, Minnesota, }
SAINT PAUL, March 10, 1857. }

I certify the above to be a true copy of the original on file in this office.

J. J. McCULLOUGH,
Acting Secretary.