

entering upon the duties of their offices, be qualified as the law directs in cases of an election and shall continue in office until the first day of January following their appointment and until their successors are elected and qualified.

County seat SEC. 4. The Board of County Commissioners shall appoint a place for a temporary county seat in said county until a place shall be determined by the voice of the people.

Vote by ballot SEC. 5. A poll shall be opened on the day of the first general election after the organization of said county, that the voters of said county may determine by ballot the place for county seat of said county and the place having the highest number of votes shall be the permanent county seat.

J. W. FURBER,
Speaker of the House of Representatives.
JOHN B. BRISBIN,
President of the Council.

APPROVED—March sixth, eighteen 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 LXXV.

An Act to Incorporate the Saint Anthony and North Minneapolis Bridge Company.

- SECTION 1 Incorporation—Powers and Privileges.
2 Capital Stock.
3 Open books.
4 Subscription—Election of Board of Directors.
5 Elect President—Adopt By-laws.
6 Meeting of the stockholders.
7 Power of President.
8 Compensation of officers.
9 Vote By shares—Quorum.
10 Construct bridge—Penalty for refusal.
11 Commence and complete.
12 Rates of toll.
13 Right to limit.
14 Take effect.

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

Incorporation SECTION 1. That Isaac J. Lewis, John C. Reno, Francis H. Cobb, J. G. Sherburne, John Orth, D. W. Mann, Philip Daniel,³ Henry Hetchman, Richard Fewer, C. W. Christmas

and their associates successors and assigns be and they are hereby constituted a body corporate for the purpose herein-after mentioned, by the name of the "Saint Anthony and North Minneapolis Bridge Company," for the term of fifteen years and by that name they and their successors shall be and they are hereby made capable in law, to contract and be contracted with, sue and be sued, plead and be impleaded, prosecute and defend, answer and be answered in any court of Record or elsewhere and to purchase and to hold any real estate, personal and mixed, and the same to grant, sell, lease, mortgage or otherwise dispose of for the benefit of said company, to devise and keep a common seal, to make and enforce any by-laws not contrary to the Constitution and laws of the United States or this Territory, and to enjoy all the privileges, franchises and immunities incident to a corporation.

Sec. 2. The Capital Stock of said company shall be twenty thousand dollars, in shares of one hundred dollars each, and the Board of Directors shall have power at any time whenever a majority in value of the stock holders shall deem the same advisable, to increase the capital stock to an amount not exceeding in the whole, fifty thousand dollars. Capital Stock.

Sec. 3. Any three individuals named in the first section of this act, shall have power and be authorized to cause books to be opened in Saint Anthony, North Minneapolis and such other place or places in Hennepin county as they shall designate for the purpose of receiving subscriptions to the capital stock of said company, first giving two weeks notice in any two newspapers published in the Territory of the time and place of opening such books. Open Books.

Sec. 4. Whenever twelve thousand dollars of the capital stock shall have been subscribed and ten dollars upon each share so subscribed shall have actually been paid in, any number of the said subscribers who shall represent a majority of the then subscription to said stock, shall be authorized to call a meeting of the several subscribers thereto by giving twenty days' notice of time and place of such meeting in any two newspapers published in Hennepin county in this Territory and a majority of the subscribers who shall be present at such meeting so called shall have power and be authorized to elect a Board of five Directors from the stockholders of said company. Call meeting.

Sec. 5. The Board of Directors then chosen shall proceed to elect one of their number as President of said company, and shall also choose one person to act as Treasurer and Secretary of said company and shall give bonds to be approved by the President and Directors to the President and Directors, in such penal sum as they may require conditional for the proper discharge of his duties as Secretary and Treasurer and at such first meeting or as soon thereafter as practicable, said President and Board of Directors shall prepare and adopt a code of by-laws for the regulation and govern- Board of Directors.

President ment of the affairs of said company, which may be altered and amended at any subsequent meeting of said Board of Directors, by a majority thereof.

Term of office Sec. 6. The said officers chosen as above provided, shall remain in office until the first Monday in January following such election upon which said Monday a meeting of the stockholders shall be had and a Board of five Directors shall be chosen who shall remain in office one year thereafter and until others are chosen in their stead, and annually thereafter on the first Monday in January in each year, a meeting of the stockholders shall be had and a Board of five Directors chosen for the year ensuing. *Provided*, That a majority of the Board of Directors shall have power to fill any vacancy that may occur from any cause in said Board of Directors for the remainder of said term. *Provided also*, That the President of said company shall be chosen from the five Directors thereof, and a Secretary and Treasurer shall always be chosen by the said Board of Directors according to the provisions of the fifth section of this act.

Powers of President Sec. 7. The President of the company shall have power to call a meeting of the stockholders at any time by giving not less than two weeks' notice of the time and place of holding such meeting in any two newspapers published in the Territory, and any three of the Board of Directors or a majority in value of the stockholders shall have a like power to call such meeting in like manner. *Provided*, That the duties and powers of said President, Treasurer and Secretary, not in this act specifically set forth, shall be specified and prescribed in the by-laws adopted by the Board of Directors according to the provisions of the fifth section of this act.

Power of Directors Sec. 8. The Board of Directors shall have power to fix the time and place for their meetings, the compensation of all officers of the company and define their duties, to regulate the government of all meetings of their own board, and generally shall have power to do all acts for the benefit and purposes of said company, not inconsistent with the provisions of this act.

Vote by shares Sec. 9. Every share shall be entitled to one vote and at any meeting for the choice of Directors the five stockholders having the highest number of votes cast shall be elected Directors, and at every meeting of the Board of Directors for the choice of President, the Director having the largest number of votes cast shall be elected President, *Provided*, That at any meeting of the stockholders a majority in value shall constitute a quorum, with power to transact business, and at any meeting of the Board of Directors any three of the Board of Directors shall constitute a quorum to transact business.

Maintain bridge Sec. 10. The said company shall be and are hereby authorized and empowered to construct and maintain and keep a bridge across the Mississippi river of such materials as the stockholders shall deem expedient, to be erected across said

river from the foot of Brewery street, in Saint Anthony, to Christmas Avenue, in North Minneapolis. Said bridge to be constructed with a draw, at least one hundred and fifty feet, or seventy feet clear each side the center of the Draw, *Provided*, That nothing herein contained shall be so construed as to authorize the said company to obstruct the free passage of all water-craft rafts or timber, or in any manner to interfere with any sluice for logs or lumber. *Provided, also*, That the said Bridge Company or their agents shall be obliged upon the tender of toll, as prescribed by law, by any person or persons, at all times to permit said person or persons to pass with teams or cattle at the option of said person or persons, under the penalty of twenty dollars for every such refusal, and such damage as may be sustained by such person or persons, in consequence of such refusal, said penalty to be recovered by any person suing therefor before any court having jurisdiction of the same.

SEC. 11. The said bridge shall be commenced within two years and finished within four years from the passage hereof, on the failure whereof all the privileges conferred by this act shall be forfeited. Commence and complete

SEC. 12. The rates charged for crossing said bridge shall not exceed the following rates:

For each foot passenger, five cents,	5 cents.	
Each horse, mare or mule, without rider, ten cents, 10 "		
For each two horse, two mule or two ox team, loaded or unloaded, with driver, twenty cents, 20 "		Rates of toll
For each single horse carriage, twenty cents,	20 "	
For each additional cow or ox, five cents,	5 "	
For each swine or sheep, one cent,	1 "	

SEC. 13. The Legislature shall have the right to limit the rates of toll after the expiration of five years after the completion of said bridge so far as to admit of passage over it. Limit toll

SEC. 14. This act shall take effect from and after its passage. Take effect

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

JOHN B. BRISBIN,
President of the Council.

APPROVED—February thirteen, 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.