

CHAPTER LII.

A Bill to establish the right to establish and maintain a Bridge across the Zombro.

- SECTION 1 Incorporators and powers of Incorporation.
 2 Capital Stock—Power to increase the same.
 3 Authority to open Books of Subscription.
 4 Provides for the election of a Board of Directors.
 5 Officers of Board of Directors—Duties.
 6 Term of Office—Annual Elections.
 7 President may call meetings at any time.
 8 Meetings of Board of Directors.
 9 Duties of the Secretary.
 10 Relates to voting.
 11 Authority to construct a Bridge.
 12 Relates to materials and manner of construction.
 13 No other Bridge to be erected—Prompt attendance required.
 14 Limits the number of horses, &c., in one team, and the weight of any one load upon the Bridge.
 15 At the end of thirty years, Bridge to belong to Wabashaw County.
 16 Bridge to be completed within two years.
 17 Rates of toll.
 18 Takes effect.

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

SECTION 1. That William J. Arnold, H. P. Wilson, S. L. Campbell, A. A. Deland, James Redpath Miller, Dr. F. Pen- Incorporators
 dleton, and their associates, successors and assigns be, and they are hereby, constituted a body corporate and politic, with perpetual succession, for the purposes hereinafter mentioned, under the name and title of the Zombro Bridge Company, 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, and elsewhere, and to purchase and hold any estate, real, personal or 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 of this Territory, and to enjoy all the privileges, franchises and immunities incident to a corporation. Powers

SEC. 2. The capital stock of said Company shall be five thousand dollars, with power to increase the same to fifteen thousand dollars, and be divided into shares of fifty dollars each. Capital stock

SEC. 3. Any three of the individuals named in the first section of this Act, are hereby authorized to cause books to Open books

be opened, at such places as they may think best, for the purpose of receiving subscription to the capital stock of said Company, first giving thirty days' notice in one or more newspapers published in the County of Wabashaw, of the time and place of opening said books.

First meeting to elect Directors
Sec. 4. Whenever two thousand dollars of capital stock shall have been subscribed, and five dollars on each share so subscribed for shall have been actually paid in, any number of the said subscribers who shall represent a majority of the then subscription to said stock, are hereby authorized to call a meeting of the subscribers thereto by giving twenty days' notice of the time and place of such meeting, and those of the subscribers who may be present at the meeting so called, shall have power to elect a Board of seven Directors from the stockholders of said Company.

President, Secretary and Treasurer to be chosen
Sec. 5. The Board of Directors thus chosen shall proceed to elect one of their number President of said Company, and shall also choose one or more persons to act as Secretary and Treasurer, who shall give bonds, to be approved by the President and Directors, to said President and Directors, in such penal sum as they may require, conditioned for the faithful and correct discharge of his or their duty as such Treasurer and Secretary of said Company; and at such first meeting, or as soon thereafter as practicable, the President and Directors shall prepare and adopt a code of by-laws for the regulation and government of the affairs of said Company, which may be altered or amended at any subsequent meeting of said Board of Directors by a majority thereof.

Annual election
Sec. 6. The said officers chosen according to the provisions of the two preceding sections shall remain in their several offices until the first Monday of January, 1858, upon which said Monday a meeting of the said stockholders shall be held, and a Board of seven Directors chosen, who shall remain in office for one year thereafter, and till others are chosen in their stead, and annually thereafter on the first Monday of January of each year, a meeting of the stockholders shall be held and a Board of seven Directors chosen for the ensuing year; *Provided*, that if any vacancy shall be created in any office, by reason of resignation, death or otherwise, the Board of Directors shall have power to fill such vacancy for the remainder of the term; provided, also, that the President of said Company shall be chosen from the seven 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.

Vacancies

Meeting may be called on notice
Sec. 7. The President of this Company shall have power to call a meeting of said stockholders at any time, by giving fifteen days' notice of the time and place of such meeting, in one or more newspapers published in Wabashaw County, and any four of the Board of Directors, or a majority in value of the stockholders, shall have the like power to call a meeting of the stockholders in like manner.

SEC. 8. The Board of Directors shall meet at such times and places as they shall regulate by their by-laws. They shall fix the compensation of all officers of the Company, define their duties, and shall, by their by-laws, regulate the government of all of their own Board, and of the stockholders, and generally shall have power to do all acts for the benefit and prosperity of said Company.

Powers of Directors

SEC. 9. The Secretary shall attend all meetings of the Board of Directors and of the stockholders, and shall keep a just and true report of all proceedings at such meetings, and as Treasurer and Secretary shall perform such duties as the Board of Directors by their by-laws shall prescribe.

Secretary

SEC. 10. Every share shall be entitled to one vote, and at any meeting for the choice of Directors, the seven 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 highest number of votes shall be elected President; provided, that at any meeting of the stockholders a majority in value shall constitute a quorum, with power to transact all business, and at any meeting of the Board of Directors, any four of the Directors shall constitute a quorum with power to transact business.

Voting

SEC. 11. The said Company shall be, and are hereby, authorized and empowered to construct maintain and keep a bridge across the Zombro River, at or within ten rods of where Cole's Ferry is now kept.

May erect bridge

SEC. 12. Said bridge shall be of such material as the stockholders may deem expedient, and said Company may construct such other abutments, piers and guards at such distances from each other and in such places as may be deemed necessary.

Material

SEC. 13. No other bridge shall be established within one mile of that erected by the Zombro Bridge Company, without the consent of said Company, for the period of thirty years from the completion of said bridge, and it shall be the duty of said Company, or their agents, at all times to admit any person or persons to pass said bridge without any delay, on said Bridge Company or their agents being tendered by said person or persons the sum or sums they are entitled to receive by the provisions of this Act. And for any neglect to give prompt and due attendance to passing persons and teams across said bridge, said Company shall forfeit the sum of ten dollars, to be recovered by an action of debt before any Court having jurisdiction, and shall be further liable, in an action in the case, for all damages any person shall sustain by reason of such neglect of said Company or their agents to fulfil any of the duties enjoined upon them by the provisions of this Act.

No other bridge within one mile---Attendance on persons crossing

SEC. 14. Any person or persons driving a greater number of horses, mules or oxen in one team, than four, on to said bridge, and any person or persons hauling on to said bridge

Restriction of weight in crossing

a greater weight on a wagon, cart or sled, than three tons without the consent of the President of said Bridge Company, shall forfeit and pay the sum of ten dollars, to be recovered by an action of debt before any Court having jurisdiction, and shall be further liable, in an action in the case, for all damages said Company may sustain.

SEC. 15. The said bridge shall, after a period of thirty years, become the property of Wabashaw County.

Forfeiture

SEC. 16. All privileges granted by this Act shall be forfeited unless the said bridge is commenced in one year from the passage of this Act, and completed in two years thereafter.

SEC. 17. The rates charged for crossing said bridge shall not exceed the following :

	For each foot passenger	-	-	-	-	-	5 cents
Rates of toll	For each team of two horses, mules or oxen, with or without a load, with driver	-	-	-	-	-	25 cents
	For each single horse carriage	-	-	-	-	-	25 cents
	For each horse ridden or led	-	-	-	-	-	10 cents
	For each cow or ox	-	-	-	-	-	3 cents
	For each swine or sheep	-	-	-	-	-	1 cent

SEC. 18. This Act shall be in force from and after its passage.

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

JOHN B. BRISBIN,
President of the Council.

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

S. MEDARY.

SECRETARY'S OFFICE, Minnesota, }
SAINT PAUL, July 22, 1857. }

I hereby certify the foregoing to be a correct copy of the original bill on file in this office.

CHAS. L. CHASE,
Secretary of Minnesota Territory.