

Extension of time granted to said company for constructing, grading and equipping said road

Company shall have one year in addition to the times respectively mentioned and prescribed in the act entitled "*an act to authorize the Saint Paul and Pacific Railroad Company to construct a branch road to Lake Superior,*" wherein to construct, grade, and equip the said branch road, and the several portions thereof, specified in said act; and there shall be no forfeiture of any of the lands, property, privileges, rights or franchises of the said company, for a failure to complete the said branch road, or any portion thereof, prior to the expiration of one year from the times respectively prescribed in and by said act. *Provided, nevertheless,* That the said company shall within eight months from the passage of this act, accept the terms and provisions of the said act of March 6th, 1863, and of the joint resolution of the Congress of the United States, approved July 12th, 1862, entitled "*a joint resolution authorizing the State of Minnesota to change the line of certain branch railroads in said State, and for other purposes,*" or this act shall be void and of no effect.

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

Approved March 4, 1864.

## CHAPTER V.

*An Act to amend an act entitled "An act to incorporate the Minneapolis and St. Cloud Railroad Company," passed March first, eighteen hundred and fifty-six.*

- SECTION 1. Who to be incorporators of said road.  
 2. Authorized to survey, locate, construct and operate said road and branches.  
 3. Board of Directors—power of said Board.  
 4. Former act declared to be in full force and effect—exceptions.

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

SECTION 1. That the first section of said act, to

wit: An act to incorporate the Minneapolis and St. Cloud Railroad Company, be and the same is hereby amended, so as to read as follows: That E. M. Toby, Francis Morrison, B. B. Meeker, H. C. Burbank, J. P. Wilson, O. S. Freeman, H. C. Waite, R. C. Corbett, Charles A. Gilman, R. M. Richardson, J. J. Porter, and Henry Hill, their assigns or survivors, and all such persons as shall hereafter become stockholders in the company hereby incorporated, shall be and are hereby made a body corporate, by the name and style of the Minneapolis and St. Cloud Railroad Company, and by and under that name and style, shall be capable of suing and being sued, impleading and being impleaded, defending and being defended, in any and all courts of law and equity as fully as natural persons; and the said corporation may make and use a common seal, alter and renew the same at pleasure, and by their corporate name and style, shall be capable of contracting and being contracted with, and of acquiring by purchase, gift, grant, or otherwise, and of holding and conveying all such estate and property, real or personal, as may be necessary or convenient to carry into effect the object and purposes of this act, and of the said corporation.

Who to be incorporators of said road

SEC. 2. That the second section of said act, to which this is an amendment, shall be and read as follows: The said corporation is hereby authorized and empowered to survey, locate, construct, complete, maintain, use and operate a railroad from Minneapolis to St. Cloud, and from St. Cloud to the navigable waters of Lake Superior, with all necessary and proper stations, depots, turnouts, engines, cars and other appurtenances and furniture of a railroad. The said corporation are also authorized and empowered to survey, locate, build and operate a branch railroad from St. Cloud to some point on the Minnesota river, between township ranges twenty-five and thirty-one, west of the fifth principal meridian, with like privileges for stations, depots, turnouts, engines, cars, and the usual furniture of a first-class railroad.

Authorized to survey, locate, construct and operate said road and branches

SEC. 3. That section twelve of the said act to which this is an amendment, be repealed, and in the place thereof, it is enacted:

Board of Directors  
—power of said  
Board

That said E. M. Toby, Francis Morrison, B. B. Meeker, H. C. Burbank, J. P. Wilson, O. S. Freeman, H. C. Waite, R. C. Corbett, Charles A. Gilman, R. M. Richardson, J. J. Porter and Henry Hill, their assigns, survivors, and each of them, be and are hereby declared directors of said company or corporation, for the term of one year from the passage of this act, and until one hundred thousand dollars stock is subscribed and taken, when the stockholders shall choose a new directory, who shall organize in the manner and for the purpose set forth in the tenth section of the act herein amended. And the said directors first above-named, shall choose a president, vice president, secretary, treasurer, whose powers, duties, and manner of proceeding shall be in conformity to said tenth section of said amended act, till they are superseded by the directors to be chosen by the stockholders, as required by this section. *Provided*, That they accept this charter as amended, by organizing for the purpose of executing and carrying the same into effect within six months from the passage of this act.

Former act declared  
to be in full  
force—exceptions

SEC. 4. *And be it further enacted*, That the said “act to incorporate the Minneapolis and St. Cloud Railroad Company” is hereby declared to be in full force and effect, except so far as the same is repealed or modified by this act.

Approved February 23, 1864.