

ing railroads over 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 of or against any locality, person, or either of said connecting railroads; *Provided*, That said Hastings and Dakota railway 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 Hastings and Dakota railway and each of said connecting railroads.

SEC. 4. This act shall take effect and be in force from and after its passage. When act to take effect.

Approved March 2, 1871.

CHAPTER LXIV.

An Act authorizing the St. Paul and Sioux City Railroad Company to construct a branch line and for other purposes.

March 6, 1871.

- SECTION 1. Authorized to build branch line of road—conditions.
2. Authorized to create special or preferred stock—for what purp.se.
 3. Conditions upon which right granted.
 4. Repeal of conflicting acts—when act to take effect.

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

SECTION 1. That the Saint Paul and Sioux City Railroad Company is hereby authorized to construct, own and operate a branch line of railroad from some point on its main line, at or west of St. James, through or near the village of Jackson, to the south line of the state of Min-

Authorized to build branch line of road—conditions.

nesota; *Provided*, That of the portion of said main line west of St. James shall be built or owned by the Sioux City and St. Paul Railroad Company, said branch line may be constructed, owned, built and operated by either of said companies, and the laws in force relating to the Saint Paul and Sioux City Railroad Company, conferring powers and privileges to construct its main line of road and telegraph, shall be in force and applicable to the branch line hereby authorized.

Authorized to
create stock—for
what purpose.

SEC. 2. The Saint Paul and Sioux City Railroad Company is hereby authorized to create and issue additional common, preferred and special stocks of such classes and amounts, and make such agreements with the holders thereof relating to security and dividends on such stocks, and participation in the prosperity, earnings, management and affairs of said company as the directors may think proper, and said company owning said branch line may mortgage the same to secure its obligations, and provide by agreement for separate stocks and obligations for and upon said branch line, with separate liabilities and benefits from the main line; *Provided*, That said company shall not issue more than five millions (5,000,000) of dollars of stock of all classes, in addition to the amount heretofore authorized.

Conditions upon
which right
granted

SEC. 3. The rights and privileges granted by this act are made upon the condition that the said St. Paul and Sioux City Railroad Company's branch hereby authorized to be constructed 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 St. Paul and Sioux City Railroad Company's branch hereby authorized to be constructed, similar junction shall be made. And that the company now or hereafter owning or operating the said branch railroad, shall transport freight from any and all stations on its said branch line to the said several points of junction or crossing, and shall also receive freight from said railroads 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 freight of the same classification or kind, which said rates shall not exceed the lowest average local rates of the railroads 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 St. Paul and Sioux City Railroad shall have and enjoy the same privileges, so far as this branch is concerned, hereinbefore granted in this section, over and upon the railroads of other railroad companies connected 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 line and each of said connecting railroads.

SEC. 4. All acts or parts of acts conflicting with this act are hereby repealed, and this act shall be in force from and after its passage.

Repeal of conflicting acts—
when to take
effect.

Approved March 6, 1871.