

county, before the end of the year one thousand eight hundred and seventy-nine (1879), and to the west line of the State before the end of the year one thousand eight hundred and eighty (1880).

SEC. 3. If the said the Southern Minnesota Railway Extension Company shall fail to build their said road, as provided, within the time specified in this act, said company shall forfeit to the state all its rights and interests in and to the lands hereby granted to said company, except its interest in the said lands which said company may have become entitled to by the construction of a portion of its road. And in case any forfeiture of any portion of the said line of railroad, or any part of said land grant, should occur under the provisions of this act, then, and in that case, any company or corporation now organized or that may hereafter organize having authority from the State to build, maintain and operate a line of railroad within or through this State, may succeed to and acquire the right to complete, own, and operate the uncompleted portion of said line of railroad by filing with the governor a written notice of its desire and intention, under and subject to the provisions of this act, to complete, equip, maintain and operate the then uncompleted portion of said line of railroad without further act or ceremony.

SEC. 4. The said the Southern Minnesota Railway Extension Company shall within sixty (60) days after the passage of this act accept the same, such acceptance shall be by resolution adopted by the board of directors, a copy of which, duly certified by the secretary of the company shall be deposited in the office of the secretary of state within the time aforesaid.

SEC. 5. Said railroad company, its successors or assigns, shall at all times transport over its line of railroad passengers and freight at just and reasonable rates (which rates shall be subject to regulation by the legislature,) and shall make no unjust or unreasonable discrimination in favor of or against any person, place or connecting railroad.

SEC. 6. This act shall take effect and be in force from and after its passage.

- Approved March 6th, 1878.

CHAPTER 258.

AN ACT TO FUND CERTAIN BONDS ISSUED BY THE TOWN OF WEST ST. PAUL.

WHEREAS, By virtue of an act to provide for the funding of the city debt of the former city of West St. Paul, in Dakota county, and for other purposes approved March ninth (9th), one thousand

eight hundred and seventy-three (1873), and of an act to amend an act, entitled an act to provide for the funding of the city debt of the former city of West St. Paul, in Dakota county, and for other purposes approved March ninth (9th), one thousand eight hundred and seventy-four (1874), bonds of the town of West St. Paul, in Dakota county, to the amount of thirteen thousand two hundred dollars (\$13,200) were issued to fund the city debt of the former city of West St. Paul; and,

WHEREAS, The territory included in the former city of West St. Paul has, since the issue of said bonds, been annexed to, and made a part of the city of St. Paul; and,

WHEREAS, Some of said bonds are now over due and unpaid, and no provision for their payment has been made, other than that contained in the acts under which they were issued; therefore,

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

SECTION 1. That the common council of the city of St. Paul, may issue the bonds of said city, to the amount of thirteen thousand two hundred dollars (\$13,200) and interest that may be due, to fund the bonded debt of the former city of West St. Paul as aforesaid, said bonds shall be issued in such sums as the common council may determine, and shall bear interest at the rate of 7 per cent. per annum, payable semi-annually at the fiscal agency of the city of Saint Paul, in New York city, *Provided*, however, that said bonds shall not be sold or exchanged for less than their par value.

SEC. 2. There shall be levied upon the real property in the sixth ward of the city of Saint Paul each year, a sum sufficient to pay the interest on the bond issued under the provisions of the preceding section, and the year preceding the maturity of said bonds, a sum in addition to the interest aforesaid, to pay the principal thereof, and it is hereby made the duty of the comptroller of said city each year to make an estimate by mills, upon each dollar of the assessed value of the real property in the sixth (6th) ward, to pay the interest aforesaid, and the year preceding the maturity of said bonds, a sum in addition thereto to pay the principal thereof, and it is hereby made the duty of the common council of said city to include said estimate in the levy of the respective years for which they were made.

SEC. 3. All acts and parts of acts, contravening the provisions of this act, are hereby repealed.

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

Approved March 7, 1878.