

CHAPTER 30.

March 4, 1854.

An Act to Incorporate the Saint Paul Bridge Company.

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Incorporation clause.

Be it enacted by the Legislative Assembly of the Territory of Minnesota:
That Lyman Dayton, J. C. Ramsey, John R. Irvine, J. W. Bass, W. G. Le Duc, W. R. Marshall, Joseph R. Brown, George L. Becker, Wm. Ames, N. Myrick, A. L. Larpenteur, J. W. Simpson, C. H. Oakes, M. E. Ames and Louis Roberts, 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 St. Paul 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.

Capital stock.

SEC. 2. The capital stock of said Company shall be not to exceed one hundred and fifty thousand dollars.

May open books.

SEC. 3. Any three of the individuals named in the first section of this act, are hereby authorized to cause books to be opened at St. Paul, for the purpose of receiving subscription to the capital stock of said Company, first giving thirty days' notice in one or more weekly newspapers published in St. Paul, of the time and place of opening said books.

When directors to be elected.

SEC. 4. Whenever ten thousand dollars of capital stock shall have been subscribed, and five dollars upon 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 the power to elect a board of seven directors from the stockholders of said company.

President how elected — may make by-laws.

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 direc-

tors, to the 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, said 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.

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, 1856, 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 until 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.

Term of Office, &c.

Sec. 7. The President of this company shall have power to call a meeting of the stockholders at any time, by giving fifteen days notice of the time and place of such meeting, in any two newspapers, published in this Territory, 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.

Powers of President.

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 meetings of their own board, and of the stockholders, and generally shall have power to do all acts for the benefit and purposes of the 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.

Election how had.

Sec. 11. The said company shall be, and are hereby, authorized and empowered to construct and maintain, and keep a bridge across the Mississippi river, from any street running to said river in the limits of the city of St. Paul.

May construct bridge.

Sec. 12. Said bridge shall be of such material as the stockhold

How bridge to be constructed.

ers may deem expedient and shall be so constructed as to cover the main navigable channel of the river by a span of at least three hundred feet from pier to pier, the lowest part of which said span shall be at least sixty feet above high water mark—and said company may construct such other abutments, piers and guards to said bridge, at such distances from each other and at such places as may be deemed necessary either on the street from which said bridge shall lead, on the island opposite said street, in the said river, or on the main land on the opposite side of the said river. *Provided*, that nothing in this section shall be so construed as to warrant the obstruction of any public street or the navigable channel of said river.

Power to grade,
&c.

SEC. 13. Said company shall have power to bridge, grade or embank a road in connection with said bridge across the bottom land opposite the Town of St. Paul, or may construct said bridge from bluff to bluff.

Monopoly for
25 years—penal-
ties.

SEC. 14. No other bridge shall be established within one mile of that erected by the St. Paul Bridge Company without the consent of said company, for the period of thirty-five years from the completion of said bridge, and it shall be the duty of the 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 twenty-five 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.

When bridge
reverts to Coun-
ties.

SEC. 15. The said bridge, shall, after the period of thirty-five years, become the joint property of the Counties of Ramsey and Dakota, and shall thereafter be a free bridge. *Provided*, that if a rail road track shall be laid on said bridge previous to the expiration of said period, said rail road company or companies shall have control of so much of said bridge as may be required for the business of said rail road company or companies.

Forfeit.

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

Who empow-
ered to subscribe
—creditors.

SEC. 17. The City of St. Paul, or the County of Ramsey, or the County of Dakota, either or all of them, are hereby empowered to subscribe to the capital stock of said bridge in such sums as the Mayor and Town Council of said City, or the County Commissioners of said Counties shall deem expedient. *Provided*, that the amount intended to be subscribed by such officers be made known at least three months before any general election, and at such election if there shall be a majority of votes cast in said city or the counties aforesaid, in favor of the said subscription, then the said Mayor and Council of the City of St. Paul, or the County Commissioners aforesaid, shall subscribe for the amount of stock so authorized—but if a majority of the votes of the said city, or of any of said counties, shall be against authorizing said subscription, the subscriptions shall not be made for said city or counties in which said majority so voted.

Rates of toll, &c.

SEC. 18. The rates charged for crossing said bridge, shall not

exceed the following rates for the first two years:—For each foot passenger, ten cents; for each horse, mare, or mule, or two ox team, loaded or unloaded with driver, twenty-five cents; for each single horse carriage, twenty-five cents; for each additional cow or ox ten cents; for each swine or sheep, two cents.

Sec. 19. The Legislature shall have the right of limiting the rates of toll, after the expiration of five years from and after the completion of said bridge.

Sec. 20. This act shall take effect and be in force from and after its passage.

N. C. D. TAYLOR,
Speaker of the House of Representatives.
S. B. OLMSTEAD,
President of the Council.

APPROVED—March fourth, one thousand eight hundred and fifty-four.

W. A. GORMAN.
SECRETARY'S OFFICE,
St. Paul, April 3d, 1854. }

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

J. TRAVIS ROSSER,
Secretary of the Territory of Minnesota.

CHAPTER 31.

An Act to prohibit the introduction of Liquor into the Territory purchased from the Sioux Indians.

March 4, 1854.

SECTION	SECTION
1. Penalty.	5. Penalty.
2. Penalty.	6. Duty of officers:
3. Right of search—penalty how recovered.	7. Judgment.
4. Power to destroy.	8. Inoperative clause.

Be it enacted by the Legislative Assembly of the Territory of Minnesota: Penalty.
That if any person or persons shall sell, exchange or give, barter or dispose of any spirituous liquor, or wine, in any portion of this Territory, lying West of the Mississippi river, and within the limits of the lands purchased under the last Sioux Treaties, such person or persons, shall forfeit and pay the sum of five hundred dollars, to be recovered by an action of debt by any person suing for the same before any court having competent jurisdiction.

Sec. 2. If any person shall introduce, or attempt to introduce Penalty.
any spirituous liquors or wines, into any portion of this Territory, as prescribed in the first section of this act, except such supplies as shall be necessary for the officers of the United States and troops of the service, under the direction of the War Department, such person shall forfeit and pay a sum not exceeding three hundred dollars.