

CHAPTER XX.

An act supplementary to an act entitled An act to amend the Minnesota and North Western Rail Road Company.

- SECTION 1. The amendment to the second section of the act of incorporation.
2. Amount the company is required to deposit.
 3. Amendment to section eight of incorporating act.
 4. Of the regulation of toll and fare.
 5. Of the forfeiture of the company.

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

Amendment to second section of the act of incorporation.

SECTION 1. The second section of the act to which this is amendatory, is hereby amended by adding to the last clause thereof the words following, to wit:

1. Insert after "dollars" in the first line of section two, the words "in specie, or six per cent United States stock."

2. Add to the first clause of section two the words "Provided, That said depositors shall not use, convert or negotiate the same, but at all times hold the same subject to the disposal of the Legislative Assembly of this Territory; and the said persons shall report to the Legislature at the annual meetings thereof the condition of said deposit; the said report to be made under oath, and within six days after the meeting of the Legislature."

3. Strike out of line three, section two, the words "to be deposited by them;" *Provided*, That said company shall and they are hereby required to construct and complete at least twenty-five miles of said road from and commencing at St. Paul towards Lake Superior, within three years from the passage of this act.

Company required to deposit.

SEC. 2. The said company are hereby required to deposit the sum of one hundred and fifty thousand dollars with David L. Fuller, John R. Irvine, Louis Roberts, Vetal Guerin and Charles Bazil, of St. Paul, within six months from the passage of this act, to be forfeited to the Territory in case said company do not construct at least fifty miles of said road within the time above limited; and the said David L. Fuller, John R. Irvine, Louis Roberts, Vetal Guerin and Charles Bazil are hereby required, upon the reception of said sum, to execute a bond to the Territory of Minnesota, with two or more sureties, in the penal sum of three hundred thousand dollars, conditioned for the return of said sum of one hundred and fifty thousand dollars to the said company upon the completion of said fifty miles of said road within the time limited as aforesaid, or in case the same be not thus completed, then to pay the said sum of money to the treasurer of the Territory or future State of Minnesota; such bond to be approved by one of the justices of the supreme court of this Territory, and to be deposited with the treasurer of the Territory for the benefit of the party or persons interested or aggrieved, who may sue and recover upon the same. In case the said David L. Fuller, John R. Irvine, Louis Roberts, Vetal Guerin and Charles Bazil all decline to receive said sum of said company and give the bond aforesaid, then said sum shall be deposited

with the treasurer of the Territory, who shall execute a bond in the like amount and with like conditions as the one above named, which shall be filed with the secretary of the Territory for the benefit of the parties interested as aforesaid.

SEC. 3. Section eight of the act incorporating said company is hereby amended by inserting in the second clause thereof between the words "it is further enacted that" and the word "any" the following words, to wit: "When the said company shall have performed and complied with all the stipulations and requirements in this act named to be performed by said company, then"

Amendment to section eight of incorporating act.

SEC. 4. The Legislature may at all times establish and regulate the rates of toll and fare for the transportation of property and persons upon said road; *Provided*, That said rates of toll shall not be reduced below those exacted by the Illinois Central Railroad Company, with ten per cent. added.

Regulation of toll and fare.

SEC. 5. In case said company do not accept of this act and the act to which this is a supplement within six months from the passage hereof, then all the lands before mentioned, together with the property and franchises of said company, shall be forfeited to the Territory.

Forfeiture of the company.

J. S. NORRIS,

Speaker of the House of Representatives.

WM. P. MURRAY,

President of the Council.

APPROVED—, eighteen hundred and fifty-five.

W. A. GORMAN.

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

J. TRAVIS ROSSER,

Secretary of Minnesota Territory.