

CHAPTER LVI.

An Act to authorize Railroad Companies to execute mortgages or deeds of trust, and to provide for the recording of the same.

March 5, 1868.

- SECTION 1. Authorized to mortgage or execute deeds of trust on any part of their property.
2. To include both real and personal property thereafter acquired by them.
 3. To be recorded in the office of the Register of Deeds of each county through which the road runs.
 4. When act to take effect.

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

SECTION 1. The several railroad companies of this state shall have the power, and are hereby authorized, to mortgage or execute deeds of trust, of the whole or any part of their property and franchises, to secure money borrowed by them for the construction and equipment of their roads, and may issue their corporate bonds in sums not less than five hundred dollars, secured by said mortgages or deed of trust, payable to bearer or otherwise, and if payable to bearer, negotiable by delivery, bearing interest at the rate not to exceed ten per cent. per annum, and convertible into stock or not, as may be deemed expedient; and may sell them at such rates or prices as they deem proper; and if said bonds shall be sold below their nominal or par value, they shall be valid and binding on the company, and no plea of usury shall be put in or allowed by said companies in any suit or proceeding upon the same.

Can mortgage or give deeds of trust on their property.

SEC. 2. Said mortgages or deeds of trust may, by their terms, include and cover, not only the property of the companies making them at the time of their date, but property, both real and personal, which may thereafter be acquired by them, and shall be as valid and effectual for that purpose, as if the property were in possession at the time of the execution thereof.

To include real and personal.

SEC. 3. Said mortgages or deeds of trust, shall be re-

To be recorded
—where.

corded in the office of the register of deeds of each county through which the road mortgaged or deeded may run, or wherever it may hold lands, and shall be notice to all the world of the rights of all parties under the same, and for this purpose and to secure the right of mortgagees or parties interested under deeds of trust so executed and recorded, the rolling stock and personal property of the company, properly belonging to the road and appertaining thereto shall be deemed a part of the road, and said mortgages and deeds so recorded, shall have the same effect both as to notice and otherwise, as to the personal, as to the real estate covered by them.

When act to take
effect.

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

Approved March 5, 1868.

CHAPTER LVII.

March 5, 1868.

An Act for the protection of railroads and persons riding thereon.

- SECTION 1. Penalty for placing obstructions upon or in any way injure any railroad wilfully and maliciously.
2. Penalty for wilfully obstructing engine or carriage upon any railroad.
 3. Penalty for aiding or assisting in obstructing any railroad.
 4. Previous liabilities not to be affected by the passage of this act.
 5. When act to take effect.

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

Penalty for ob-
structing rail-
roads.

SECTION 1. Whoever shall wilfully and maliciously obstruct the passage of any carriage upon any railroad, or in any way injure such road or anything appertaining thereto, or any materials or implements for the construction and use thereof, and whoever shall be aiding and abetting in such trespass, shall forfeit to the use of the