

Sec. 5. Said company may by resolution of its board of directors, designate the name by which said branch line may be known, to take effect after public notice of such change or designation shall be given for one month in one of the daily newspapers of the city of St. Paul, but such change of name shall not affect any rights or liabilities of said company under any former name.

Sec. 6. The stockholders of said branch line are hereby authorized to elect a board of directors to consist of not less than seven nor more than eleven, and to have a president, secretary and treasurer, which organization shall have full and entire control and management of said branch line, and have a common seal; and said board of directors shall have all the powers and privileges granted by the charter of the said Minnesota Central Railroad Company and the amendments thereto, so far as the same may be made applicable to the construction and operation of said branch line.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 10, 1873.

CHAPTER CX.

AN ACT FOR THE CONSOLIDATION OF "THE CANNON RIVER IMPROVEMENT COMPANY," WITH "THE MINNESOTA CENTRAL RAILROAD COMPANY."

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

SECTION 1. The Cannon River Improvement Company, a corporation formed under the general laws of this state, is hereby enabled and authorized to consolidate all and singular, its franchises, rights, privileges, immunities, stock, and property of every kind and description, with the franchises, rights, privileges, immunities, stock and property of the Minnesota Central Railroad Company, a corporation formed under an act of the legislative assembly of the territory of Minnesota, entitled "An act to incorporate the Minnesota Central Railroad Company," approved May twenty-third, one thousand eight hundred and fifty-seven. And the said Cannon River Improvement Company is hereby authorized and empowered to sell, transfer, assign and convey unto the said Minnesota Central Railroad

Company; and the said Minnesota Central Railroad Company is hereby empowered and authorized to purchase, take, hold and enjoy, all and singular, the franchises, rights, privileges, immunities, stock and property, and assets of every kind and description, vested or to become vested, of the said Cannon River Improvement Company. *Provided*, That none of the lands or proceeds of lands granted to or to be granted to, or owned by said Cannon River Improvement Company, or to which said Improvement Company is or may be entitled, shall be used, appropriated or expended upon any other line of railroad than that contemplated by said Cannon River Improvement Company, to-wit: via the valley of the Cannon River, in the general route and direction of said slackwater navigation to the Minnesota River.

SEC. 2. Such consolidation, sale, or transfer, shall be made at such time and in such form, and upon such terms and conditions as shall be prescribed by resolution adopted by a vote representing at least three-fourths of the whole amount of the capital stock of each of the said corporations, which resolution shall be so adopted and passed at a meeting of the stockholders of said companies respectively, of which meetings, and the object thereof, each stockholder shall have at least ten days' actual notice.

SEC. 3. A copy of such resolution of consolidation or sale and transfer, when so as aforesaid adopted, shall be certified by the respective presidents and secretaries and attested by the corporate seals of each of said companies, and filed in the office of the secretary of state, and thereupon and thereafter the said Minnesota Central Railroad Company shall, in addition to the franchises, rights, privileges and immunities conferred upon it by its charter, take, have, hold, possess, use and enjoy all and singular, the franchises, rights, privileges, immunities, property and things of every kind and description theretofore belonging or pertaining to the said Cannon River Improvement Company, as fully to all intents and purposes as either or both of the said companies might lawfully have claimed, held, possessed, used and enjoyed the same if such consolidation or sale and transfer had not been effected. And after such consolidation or sale and transfer the said company may by resolutions of its board of directors adopt a new name or change its former name, a copy of which resolutions shall be filed in the office of the secretary of state, and said company may adopt a new common seal and alter the same at pleasure, and by such new or changed name shall have perpetual succession, may sue and be sued, plead and be impleaded, and exercise all the aforesaid corporate rights and immunities.

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

Approved March 10, 1873.