

AND WHEREAS, Said contract continued in force until the twentieth day of April, A. D. eighteen hundred and sixty-eight, when the same was cancelled and two other written contracts entered into between the said company and William F. Davidson, whereby the said Davidson and his associates were to erect and own all the elevators and grain houses on said road, and to have the exclusive right of receiving, storing and shipping all the grain which came to said road, and whereby the said company agreed not to erect any grain houses or elevators of its own, nor afford facilities for, nor allow others so to do, nor receive grain for transportation itself, west of Minneapolis.

AND WHEREAS, Said company has faithfully lived up to and abided by said written contract, from the date thereof to the present time, to the great injury and oppression of the people along the lines of said road.

AND WHEREAS, The said actings and doings are a misuser of their chartered rights, and a usurpation of powers resulting in the establishment of a gigantic monopoly, contrary to law and the best interests of the people; therefore,

*Be it resolved by the Senate, the House of Representatives concurring:*

That the attorney general be and he is hereby instructed to immediately commence judicial proceedings in the proper court for the purpose of vacating the charter of the said First Division of the St. Paul and Pacific Railroad Company; or commence such other proceedings as may be proper to put an end to, and remedy the abuses above mentioned and complained of against said company.

Approved March 9, 1874.

---

### NUMBER XXXI.

A JOINT RESOLUTION REQUESTING THE RAILROAD COMMISSIONER TO FURNISH THE STATE AUDITOR LISTS OF CERTAIN LANDS.

*Be it resolved by the Legislature of the State of Minnesota:*

That the railroad commissioner is requested to make out and deliver to the state auditor forthwith, a list of all lands in this state heretofore granted by the United States, or by the state, or by both,

to any railroad company, to aid in the construction of any railroad in this state, which have become or been subject by law to taxation at any time since the year one thousand eight hundred and sixty-six, as far as the same may be known to such commissioner, and which, in any year since that year, when the same have been subject to taxation, have not been listed for taxation; and that such commissioner be requested to specify in such list, the time when, as near as he can ascertain the same, such lands became subject to taxation; and

*Be it further resolved*, That in case a board of railroad commissioners be created by law, the list hereinbefore mentioned be furnished by such board.

Approved March 9, 1874.

---

### NUMBER XXXII.

#### JOINT RESOLUTION IN REFERENCE TO THE PINE-BEARING LANDS BELONGING OR HELD IN TRUST BY THE STATE OF MINNESOTA.

*Be it resolved by the Legislature of the State of Minnesota:*

SECTION 1. That from and after the passage of this resolution, no permits shall be issued in behalf of the state of Minnesota to any parties to authorize them to cut pine timber upon any lands owned by the state or held by the state as school land, university land, internal improvement land, or otherwise, and all such permits now outstanding are hereby cancelled so far as it is in the power of the state to cancel the same.

SEC. 2. It shall be the duty of the surveyors general of logs and lumber of this state, within their respective districts, to guard and protect the said land bearing pine, enumerated in the first section of this resolution, and to arrest all trespassers upon the same, and to seize and hold in behalf of the state, all logs cut upon said lands in violation of this act; and they shall report all their acts in connection therewith to the auditor of state, who shall embody the same in his annual report to the governor.

SEC. 3. Section 52 of chapter XXXVIII of the revised statutes of 1866, authorizing the commissioner of public lands of the state to sell pine timber on school and other lands, is hereby repealed.