

Minnesota companies.

or personal property owned by said companies in this state, which shall be taxed the same as like property owned by individuals, and not otherwise. And all companies chartered by the laws of the territory or state of Minnesota, whether life, marine or fire, except upon the business of the latter done upon the mutual plan, shall pay two per cent. upon their premium receipts in the state; and all companies, whether life, marine or fire, shall pay taxes and assessments upon all real estate owned by them within the state, in like manner and in like amount as real estate owned by individuals is taxed and assessed, and no additional taxes, fees or licenses shall be assessed against said companies, or any of them.

Amount of capital.

SEC. 2. That section 1 of title 4 of said chapter, be and the same is hereby amended so as to read as follows: "No joint-stock fire, inland or marine insurance company shall be organized in this state unless it has one hundred thousand dollars capital. No joint-stock fire, inland or marine insurance company of any other state or nation shall do business in this state unless it has[at least] two hundred thousand dollars capital, one hundred thousand dollars of which shall be invested in bonds of the United States.

When act to take effect.

SEC. 3. This act shall be in force from and after its passage. Approved March 6, 1876.

CHAPTER XXIV.

AN ACT TO COMPEL ALL RAILROAD COMPANIES WITHIN THIS STATE TO BUILD PROPER CATTLE GUARDS AND FENCES.

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

SECTION 1. All railroad companies in this state shall, within six months from and after the passage of this act, build or cause to be built good and sufficient cattle guards at all wagon crossings, and good and substantial fences on each side of such road.

Liability.

SEC. 2. All railroad companies shall be liable for domestic animals killed or injured by the negligence of such companies; and a failure to build and maintain cattle guards and fences as above provided, shall be deemed an act of negligence on the part of such companies.

SEC. 3. If any railroad company shall neglect or refuse to pay the actual damages occasioned by such killing or of injury to any domestic animal for the space of thirty days after such damage occurs, and the same shall be recovered by action, then

in case such action shall be pending in the district court, double the costs allowed by law, together with disbursements, shall be recovered in such action against such company; and in case such action be maintained before a justice of the peace, the sum of ten dollars costs shall be recovered against such company. *Provided*, that the said company, within the time above mentioned, or before the commencement of an action, may tender to the person or persons injured, such amount as they are willing to pay; and if such amount is refused, and the person or persons so injured fail to recover a greater amount than the sum so tendered, he or they cannot recover costs and disbursements.

Negligence or refusal.

Damages.

SEC. 4. Any company or corporation owning and operating a line of railroad within this state, and which company or corporation has failed and neglected to fence said road, and to erect crossings and maintain cattle guards, as required by the terms of its charter, and the amendments thereof, shall hereafter be liable in case of litigation, for treble the amount of damages suffered by any person, in consequence of such neglect, to be recovered in a civil action; or actual damages if paid within ten days after notice of such damages.

SEC. 5. This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved March 6, 1876.

CHAPTER XXV.

AN ACT TO AMEND SECTION TWO OF CHAPTER FIFTY-FIVE OF "GENERAL LAWS" OF 1874, THE SAME BEING AN ACT ENTITLED AN ACT TO AMEND SECTION SIXTY-FIVE OF CHAPTER FIVE OF THE GENERAL LAWS OF THE STATE OF MINNESOTA FOR THE YEAR 1873, RELATING TO HIGHWAYS.

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

SECTION 1. That section two (2) of chapter fifty-five (55) of the general laws of the state of Minnesota for the year eighteen hundred and seventy-four, the same being an act entitled an act to amend section sixty-five of chapter five of the general laws of the state of Minnesota for the year eighteen hundred and seventy-three, relating to highways, be and the same is hereby amended by adding to the end of section two (2) of said act the following: "And it is hereby made the duty of the board of supervisors of the several towns of this state to make complaint

Duty of board of supervisors.