

or other officer making such arrest who shall deliver over to the agent named in such warrant, or to any other person for extradition, the person so in his custody under such warrant, without having complied with the provisions of this act, shall upon conviction thereof be fined in any sum not exceeding one thousand dollars, or imprisoned in the common jail of the county not exceeding six months or be subject to both fine and imprisonment at the discretion of the court.

Penalty for
illegal
proceedings.

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

Approved February 28, 1879.

CHAPTER 45.

AN ACT TO AMEND CHAPTER SEVENTY-THREE (73) OF THE GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-EIGHT (1878), ENTITLED "AN ACT TO GRANT THE RIGHT OF WAY TO RAILROAD COMPANIES OVER LANDS OWNED OR HELD BY THE STATE" SO AS TO INCLUDE DEPOT GROUNDS.

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

SECTION 1. That chapter seventy-three (73) of the General Laws of one thousand eight hundred and seventy-eight (1878) entitled "An act to grant the right of way to railroad companies over lands owned or held by the State be amended so as to read as follows:

Section 1. That a right of way and a quantity of land not exceeding twenty acres for depot and station grounds and water stations are hereby granted over and of, and from any swamp, school, internal improvement or agricultural college lands owned by the State to any railroad company proposing to construct or that has so constructed a railroad over or upon the same, on the conditions and terms hereinafter provided.

Amount of
grant.

Section 2. Such right of way may be fifty (50) feet in width on each side of the centre line of the main tracks, except where a greater width is necessary to protect the tracks against snow drifts, and in such case a width not exceeding one hundred and fifty (150) feet in addition may be taken, subject to the approval of the Governor as to the width to be taken.

Section 3. Any company desiring such right of way or depot, station grounds and water stations shall furnish to the Governor a plat, showing the line of the road and the right of way, and additional width requisite to protect the track against snow, and the depot, station grounds and water stations proposed to be taken, with a calculation of the acres contained therein, and on payment to the State Treasurer of the sum per acre equal to the appraised value of said land, if

Company to
furnish plat to
Governor.

the same has been appraised, and if not appraised, at such rate per acre as the Governor and Commissioner of the State Land Office shall consider a fair appraisal, but not at a rate less than that fixed by the constitution of the State, and upon such payment being made the Governor shall execute to such railroad company such deed or instrument in writing as shall convey the use of such right of way over and upon such land and the use of such land for depot, station ground and water stations, so long as it shall be used and occupied for railroad purposes.

Section 4. The funds so paid shall be credited to the proper fund to which such land belongs.

Section 5. Any acts or parts of acts, in so far as the same may conflict with this act, are hereby repealed.

Section 6. This act shall take effect and be in force from and after its passage.

Approved March 10, 1879.

CHAPTER 46.

AN ACT TO AMEND CHAPTER FIFTY-NINE (59) OF THE GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-EIGHT (1868), RELATING TO HORSES OR OTHER ANIMALS SUFFERING FROM A DISEASE KNOWN AS GLANDERS.

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

SECTION 1. That chapter fifty-nine (59) of the General Laws of one thousand eight hundred and sixty-eight (1868), be amended so as to read as follows:

Section 1. Any person being the owner of any horse or other animal or having the same in his care or under his control having the disease known as the glanders, who shall knowingly permit such animal to run at large or be driven upon any of the highways of this State, or who shall sell or in any manner dispose of the same to any other person; or any hotel keeper or keeper of any public barn who shall knowingly permit any horse or other animal having such disease to be stabled in such public barn, shall be guilty of a misdemeanor, and upon conviction before any Justice of the Peace of any such offense shall be punished by a fine of not more than one hundred dollars (\$100) or less than twenty-five dollars (\$25), or be imprisoned in the county jail not more than ninety (90) days or less than ten (10) days.

SEC. 2. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved February 27, 1879.

Chapter 59
general laws of
1868 amended.

Penalty.