

CHAPTER 220.

AN ACT to authorize the board of County Commissioners of St. Louis county to levy a tax and expend the same on roads, streets, avenues and bridges in said county.

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

SECTION 1. The board of county commissioners of St. Louis county are hereby authorized and empowered to levy annually a tax in the same manner that other taxes are levied by them, to an amount not exceeding one (1) mill upon each dollar on the valuation of all the taxable property of said county as fixed by the State board of equalization, which tax shall constitute a separate fund and shall be known as the special road fund.

SEC. 2. The said board of county commissioners shall have power, except as hereinafter provided, to expend and appropriate from said fund in the same manner as now provided for by law in respect to other funds, such sums of money as in their discretion may be deemed advisable, for opening, vacating, re-surveying, ditching, or otherwise improving the county roads of said county, and also for the building and repairing of bridges upon said roads.

SEC. 3. The board of county commissioners aforesaid shall have power to set apart from said fund a specific amount for the use of the village of Duluth, not exceeding such portion of said fund as may have been assessed and collected on the taxable property within said village, which shall be drawn from the county treasury by the village treasurer in the same manner that other funds are drawn, and the amount so appropriated shall be used for the repair and improvement of streets, avenues and bridges within said village of Duluth, and for no other purposes whatever.

SEC. 4. The board of county commissioners aforesaid shall have power to expend within the city of Duluth such sums of money from said fund as they may deem advisable, not exceeding such portion of said fund as may have been assessed and collected on the taxable property within said city, for the repairing or otherwise improving the streets, avenues and bridges within the limits of said city. But said county of St. Louis shall in no event or under any circumstances become liable to keep the streets, avenues and bridges, or any of the same, within the limits of either said city of Duluth or village of Duluth, repaired or otherwise improved, or be liable for their want of repair.

SEC. 5. All moneys now in the special road fund of said county, or which may hereafter come into said fund by virtue of any levy heretofore made, shall be appropriated, set apart and expended in accordance with the provisions of this act.

SEC. 6. Chapter two hundred and six (206) of the Special Laws of Minnesota for the year one thousand eight hundred and seventy-nine (1879) is hereby repealed.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved February 25, 1881.

CHAPTER 221.

AN ACT to authorize the Chicago, Milwaukee and St. Paul Railway company to acquire, construct, maintain and operate railroads in the State of Minnesota.

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

SECTION 1. The Chicago, Milwaukee and St. Paul railway company, a corporation created and existing under and by virtue of the laws of the State of Wisconsin, is hereby authorized and empowered to locate and construct, or purchase, and maintain and operate in the state of Minnesota, subject to the laws thereof, any railroad or railroads which can be operated in connection with any railroad now or hereafter owned and operated by said company as an extension or branch thereof: and to that end the said Chicago, Milwaukee and St. Paul railway company shall have and possess and may exercise and enjoy all the rights, powers, franchises, privileges and immunities, including the power of eminent domain, conferred by the laws of the State of Minnesota upon railway companies. *Provided*, however, that nothing herein contained shall authorize the Chicago, Milwaukee & St. Paul railway company to acquire or control by purchase or otherwise any parallel or competing line of railroad within this State. *And provided further*, that said company shall, in exercising the powers of eminent domain by this act conferred and in all proceedings relating thereto, and in all suits and proceedings upon cases of action arising in this State in which it is a party, be held and deemed to be a domestic corporation, and not otherwise.

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

Approved March 4, 1881.