

Torpedoes for harbor defenses.

Proviso limiting use.

For torpedoes for harbor defenses, and preservation of the same, and for torpedo experiments in their application to harbor and land defense, and for instruction of engineer battalion in their preparation and application, fifty thousand dollars: *Provided*, That the money herein appropriated for torpedoes shall only be used in the establishment and maintenance of torpedoes to be operated from shore-stations for the destruction of an enemy's vessel approaching the shore or entering the channel and fairways of harbors.

Approved, March 23, 1878.

March 26, 1878.

**CHAP. 44.**—An act to extend the charter of the Franklin Insurance Company of the city of Washington.

Franklin Insurance Company. Charter extended for 20 years. 1865, ch. 26, 13 Stat., 426.

Rights and obligations extended.

Personal liability of shareholders.

Right to amend.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the act to amend and extend the charter of the Franklin Insurance Company, approved January thirtieth, eighteen hundred and sixty-five, be, and the same is hereby, extended and continued in force for the period of twenty years from the ninth day of April, eighteen hundred and seventy-eight, the time at which the said act of January thirtieth, eighteen hundred and sixty-five, will expire; and that all legal rights and privileges conferred upon the Franklin Insurance Company by the original act of incorporation, or by any of the acts amending and extending the same and all legal obligations and responsibilities imposed upon the said company by the acts aforesaid, shall be, and the same are, extended and continued in force for the period of twenty years, commencing on the ninth day of April, eighteen hundred and seventy-eight.

**SEC. 2.** The shareholders in said company shall be personally liable for all the debts of the company to an amount equal to the par of their shares, and in addition to the amount thereof; and no part of the capital stock of said company shall be withdrawn and any director or stockholder assenting thereto shall be personally liable for all debts of said company existing at the time of such withdrawal. And Congress may at any time alter amend or repeal this act.

Approved, March 26, 1878.

April 2, 1878.

**CHAP. 46.**—An act to authorize the Worthington and Sioux Falls Railroad Company to extend its road into the Territory of Dakota to the village of Sioux Falls.

Worthington and Sioux Falls Railroad.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That said Worthington and Sioux Falls Railroad Company is hereby authorized and empowered to survey, locate, construct, furnish, maintain, and operate a railroad from the west line of the State of Minnesota to and into the village of Sioux Falls, in Dakota Territory, so as to form and constitute a continuous line of railroad from said Nobles County to and into the village of Sioux Falls; and said corporation is hereby vested with all the franchises, powers, privileges, and immunities necessary to carry into effect the purposes of this act, as herein set forth, and may have and exercise the same fully and effectually within the Territory of Dakota.

Purchase of necessary lands.

**SEC. 2.** That the said Worthington and Sioux Falls Railroad Company be, and is hereby empowered to enter upon, purchase, take and hold any lands or premises that may be necessary or proper for the construction and working of said road within said Territory of Dakota, not exceeding in width one hundred feet on each side of the line of its railroad, unless a greater width be required for the purpose of excavation or embankment or protection from snow, and in such cases not exceeding two hundred feet; and also any lands or premises that may be necessary and proper for turnouts, standing-places for cars, depots, station-houses, shops or other structures or inclosures required or convenient

in the construction and operation of said road. And in case the owners of such lands and premises and the said company cannot agree as to the value of the premises taken, or to be taken, for the use of said road, as aforesaid, said company may proceed to condemn the same and acquire title thereto in the way and according to the mode established by the laws of the Territory of Dakota. Condemnation of lands.

SEC. 3. That the said company is authorized to accept to its own use any grant, donation, or aid which may be granted to or conferred upon it by any corporation, body politic, person, or persons; and said corporation is authorized to hold, enjoy, and use, with full power of disposition, such grant, donation, or aid, to its own benefit, for the purpose aforesaid. And any bonds, donation, or aid which, under the laws or authority of the laws of said Territory, may have been voted or granted to any railroad company for the construction of a railroad from the west line of Minnesota to or into said village of Sioux Falls, by any county, town, village, or other municipal or political division or corporation of and within said Territory, may be transferred to said Worthington and Sioux Falls Railroad Company, its successors or assigns, by said company, for or to which the same shall have been granted or voted with the consent and agreement of the legally authorized officers of such county, town, village, or other municipal or political division or corporation of and within said Territory; and upon such transfer it shall and may be lawful for the proper officers of such county, town, village, or other corporation or division to grant, issue, donate, and deliver the said bonds, or aid directly and in the first instance to said Worthington and Sioux Falls Railroad Company, its successors or assigns, without further authority, act, or ceremony whatever; and the same in the hands of said last-named company, its successors or assigns, shall be as valid and effectual as if granted, given, and delivered to said company for which the same were originally granted or voted: *Provided*, That no such bonds, donation, or aid shall be issued and delivered to any company except at the time and upon the conditions relating to the construction of the road named and specified in said original grant or vote. Donations and aids.  
Transfer of aids from other roads.  
Conditions of aids.

SEC. 4. That said company is authorized to establish, charge, demand, and collect, for the transportation of passengers and freight over said road, reasonable fare and compensation, not exceeding the rate established for like service by the legislature of Minnesota over that portion of said railroad which lies within that State. Rates of fare, etc.

SEC. 5. Said company may sue and be sued in any of the courts of the United States within said Territory, upon any cause of action, contract, or liability arising under any law of the United States or of the Territory, or any act done or omitted within said Territory; and in such action process may be served upon any officer or agent of said company resident within said Territory. And said company shall constantly keep an officer or agent at Sioux Falls, in said Territory, upon whom process may be served. Suits.

SEC. 6. Said company shall commence the construction of said road from the west line of the State of Minnesota within one year after the date of the passage of this act, and have the same fully completed, with cars running thereon, as far as the village of Sioux Falls, in Dakota Territory, within one year thereafter. Time of construction.

SEC. 7. Said corporation shall hereafter be subject, so far as relates to that portion of its road within the limits of Dakota, to all laws and regulations made by the Territorial legislature of Dakota or its successors. Laws of Dakota.

SEC. 8. This act shall be in force from and after its passage. And Congress reserves the right at any time to alter amend or repeal this act. Repeal, etc.

Approved, April 2, 1878.